

# ***AGENDA MINUTES***

**Tuesday, April 27, 2010**

**Business Meeting**

**(Legislative Day No. 11 to be declared)**

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

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

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

*Council Chair Thomas E. Dernoga commenced the Presentation of Proclamations/Commendations at 1:24 P.M.*

**Proclamation presented to the Kim Watson, Pepco and the Girl Scouts of America recognizing the “Pepco/Girl Scout Light Bulb Challenge” in Prince George’s County.** (Council Chair Thomas E. Dernoga, Council Vice Chair Andrea C. Harrison and Council Members Exum, Knotts, Turner, Dean, Olson, Campos and Bland) - **PRESENTED**

*Council Chair Thomas E. Dernoga, Council Vice Chair Andrea C. Harrison, Council Members Camille A. Exum, Tony Knotts, Ingrid M. Turner, Samuel H. Dean, Eric C. Olson, Will Campos and Marilyn M. Bland presented a Proclamation to the Kim Watson, Pepco and the Girl Scouts of America recognizing the “Pepco/Girl Light Bulk Challenge” in Prince George’s County.*

**CALL TO ORDER:** - *Chair Dernoga called to order at 1:30 P.M. with the following Council Members present:*

*Marilynn B. Bland*

*Will Campos*

*Samuel H. Dean*

*(Late: Arrived @ 1:31 P.M.)*

*Thomas E. Dernoga*

*Camille A. Exum*

*Andrea C. Harrison*

*Tony Knotts*

*Eric C. Olson*

*Ingrid M. Turner*

*Others Present:*

*Craig S. Price, Council Administrator*

*Robert J. Williams, Jr., Deputy Council Administrator*

*Karen Zavakos, Legislative Officer*

*Frank Porter, PSFM Committee Director*

*Jackie Brown, PZED Committee Director*

*Josh Hamlin, Office of Law*

*Marcus Jackson, County Council Liaison, Office of the County Executive*

**INVOCATION:** - *The Invocation was led by Reverend Wayne Bumbry, Le Detroit Baptist Church, Oxon Hill, Maryland. Council Member Bland requested special prayers for Joe Pollard, Citizen Services Aide in District 9 Office, having surgery procedures performed today and for Ms. Marie Henson in the loss of her Mother. Council Member Harrison for Sherry Katrell in the loss of her Mother.*

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

**DESIGNATION OF APRIL 27, 2010 AS LEGISLATIVE DAY NO. 11**

*Chair Dernoga designated April 27, 2010 as Legislative Day number 11.*

**POINT OF PERSONAL PRIVILEGE:**

*Council Member Dean announced a Minority Business Forum on May 13 at Prince George's Community College. Council Member Turner announced the County Youth Health Day scheduled for May 14, 2010.*

1. **CONSENT AGENDA – 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.**

(a) **First Reading of Bills (Presentation)**

**CB-24-2010 – AN ORDINANCE CONCERNING PARKING IN RESIDENTIAL AREAS**  
for the purpose of amending the regulations for the parking of boats and boat trailers in residential areas. - **PRESENTED**

*Council Bill 24 was presented by Council Member Bland and referred to the Planning, Zoning and Economic Development (PZED) Committee.*

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

*No items were considered.*

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

*No items were considered.*

4. **SECOND READING OF BILLS – (INTRODUCTION)**

**CB-10-2010 (DR-2) – AN ACT CONCERNING PRINCE GEORGE’S COUNTY ARTS AND ENTERTAINMENT DISTRICT – REAL PROPERTY TAX CREDIT** for the

purpose of approving a real property tax credit for qualifying residing artists and for arts and entertainment enterprises; and generally relating to a real property tax credit.

- **INTRODUCED**

*Council Member Exum, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 10 (DR-2) was introduced by Council Members Campos and Dernoga.*

**PUBLIC HEARING SCHEDULED FOR 5/18/2010 @ 10:00 A.M.**

**CB-14-2010 (DR-2) - AN ORDINANCE CONCERNING MIXED USE AND COMPREHENSIVE DESIGN ZONES** for the purpose of authorizing certain density

limitations in Mixed Use and Comprehensive Design Zones. - **INTRODUCED**

*Jackie Brown, Committee Director for Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 14 (DR-2) was introduced by Council Member Dernoga.*

**PUBLIC HEARING SCHEDULED FOR 6/1/2010 @ 10:00 A.M.**

**CB-16-2010 - AN ORDINANCE CONCERNING MARYLAND –NATIONAL CAPITAL PARK AND PLANNING COMMISSION – PRINCE GEORGE’S COUNTY DISTRICT COUNCIL – DELEGATION OF POWERS** for the purpose of allowing the governing body

of a municipal corporation to exercise certain powers of the District Council, subject to certain limitations. - **INTRODUCED**

*Jackie Brown, Committee Director for Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 16 was introduced by Council Members Dernoga, Turner and Olson.*

**PUBLIC HEARING SCHEDULED FOR 6/1/2010 @ 10:00 A.M.**

**CB-17-2010 - CORRECTIVE BILL – ADULT BOOK STORES AND/OR ADULT VIDEO STORES** for the purpose of amending the zoning ordinance to extend the time period

that adult book stores and/or adult video stores may continue in operation; making a certain technical correction as set forth in CB-28-2009; and generally relating to making an amendment to correct an omission in CB-28-2009 - **INTRODUCED**

*Jackie Brown, Committee Director for Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 17 was introduced by Council Member Dernoga.*

**PUBLIC HEARING SCHEDULED FOR 6/1/2010 @ 10:00 A.M.**

**CB-19-2010 (DR-2) - AN ORDINANCE CONCERNING EATING OR DRINKING ESTABLISHMENTS** for the purpose of making clarifying amendments to the requirements for eating or drinking establishments. - **INTRODUCED**

*Jackie Brown, Committee Director for Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 19 was introduced by Council Member Dernoga.*

**PUBLIC HEARING SCHEDULED FOR 6/1/2010 @ 10:00 A.M.**

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

**CB-5-2010 – AN ORDINANCE CONCERNING M-X-T ZONE** for the purpose of extending the time for abrogation of certain provisions of Section 27-547(b) of the Zoning Ordinance. - **PUBLIC HEARING HELD; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 5. Thomas Haller and Emerick Peace spoke on Council Bill 5. All persons wishing to speak having done so, the public hearing was declared held. Council Member Dean moved enactment of Council Bill 5; seconded by Council Member Olson. The motion carried 8-0. (Absent: Council Member Turner).*

**ADDITIONS TO THE AGENDA**

*A motion to convene in Executive Session was made by Council Member Dean; seconded by Council Member Bland. The motion carried 9-0.*

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

*Ruth Wright addressed the Council with concerns about the Housing Department and urged unity of the County.*

*Carl Allen and Jacques Chevalier addressed the Council in regards to a federal government employment center in the County.*

**RECESS:** - *Chair Dernoga recessed the meeting at 2:03 P.M.*

**RECONVENE:** - *Chair Dernoga reconvened the meeting at 6:12 P.M.*

6. **PUBLIC HEARINGS:**

**CR-26-2010 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT CONSOLIDATED PLAN: FY 2011-2015** for the purpose of approving and adopting the Prince George’s County FY 2011-2015 Consolidated Plan for Housing and Community Development. - **PUBLIC HEARING HELD**

*Pursuant to proper notice, the public hearing convened on Council Resolution 26. All persons wishing to speak having done so, the public hearing was declared held.*

**TRANSPORTATION, HOUSING AND THE ENVIRONMENT (THE) COMMITTEE SCHEDULED  
APRIL 28, 2010 AT 10:00 A.M.**

**(SEE SEPARATE AGENDA)**

**EXECUTIVE SESSION – (EXECUTIVE CONFERENCE ROOM) @ 6:25 P.M.**

- (a) Discussion of pending or potential litigation and to consult with counsel to obtain legal advice in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (7) (8).

**Topic Discussed:** *Discussion of an ongoing case, Reaching Hearts Int’l vs. Prince George’s County.*

6. **PUBLIC HEARING: (COUNCIL HEARING ROOM)**  
- **PUBLIC HEARING HELD @ 7:18 P.M.**

**CR-27-2010 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2011** for the purpose of approving and adopting the Prince George’s County Fiscal Year 2011 Housing and Community Development Annual Action Plan consisting of federal programs, including their federal funding applications which, along with other resources, serve to implement housing and community development strategies set forth in the County’s FY 2011-2015 Consolidated Plan, adopted by CR-26-2010, which Plan was required by the U.S. Department of Housing and Urban Development (HUD) as a prerequisite to consideration of the funding applications.

*Pursuant to proper notice, the public hearing convened on Council Resolution 27. Seventeen people spoke on Council Resolution 27. All persons wishing to speak having done so, the public hearing was declared held.*

**TRANSPORTATION, HOUSING AND THE ENVIRONMENT (THE)  
COMMITTEE SCHEDULED APRIL 28, 2010 AT 10:00 A.M.**

**(SEE SEPARATE ACTION AGENDA)**

7. **PUBLIC HEARING – (COUNCIL HEARING ROOM)**  
- **PUBLIC HEARING HELD @8:15 P.M.**

**MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION  
PROPOSED FISCAL YEAR 2010-2011 OPERATING AND  
CAPITAL BUDGETS  
AND THE M-NCPPC CAPITAL IMPROVEMENT PROGRAM  
FOR FISCAL YEARS 2011-2016**

**(SEE SEPARATE ACTION AGENDA)**

**ADJOURN:** - *Chair Dernoga adjourned the meeting at 8:47 P.M.*

Prepared By:

Submitted By:

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Shirley T. Blake, Administrative Aide

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Donna J. Brown,  
Deputy, Clerk of the Council