

ACTION MINUTES

Tuesday, April 20, 2004

Legislative Day No. 13

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027)

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – *Chairman Tony Knotts commenced presentation of proclamations at 9:42 a.m.*

Joint Proclamation **recognizing the week of April 19-23, 2004 as “National County Government Week” in Prince George’s County.** (Council Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean, County Executive Jack B. Johnson and Council Members Harrington, Bland, Dernoga, Shapiro, Exum, Peters and Hendershot) – **PRESENTED**

Chairman Tony Knotts, Vice Chairman Samuel H. Dean, County Executive Jack B. Johnson, Council Members David Harrington, Marilyn Bland, Thomas Dernoga, Camille Exum, Douglas Peters and Thomas Hendershot presented a proclamation recognizing the week of April 19-23, 2004 as “National County Government Week” in Prince George’s County. Each Council Member introduced the students participating as “student shadows”.

Joint Proclamation **presented to Mr. Barry L. Stanton, Director, Department of Corrections, recognizing the Prince George’s County Department of Corrections recipients of the “27th Annual Prince George’s County Public Safety Valor Awards” Luncheon.** (Council Chairman Tony Knotts, County Executive Jack B. Johnson and Council Members Bland and Dean) - **PRESENTED**

Chairman Tony Knotts, County Executive Jack B. Johnson and Council Members Marilyn Bland and Samuel Dean presented a proclamation to Mr. Barry L. Stanton, Director, Department of Corrections, recognizing the Prince George’s County Department of Corrections recipients of the “27th Annual Prince George’s County Public Safety Valor Awards” Luncheon. Mr. Stanton was present to accept, accompanied by Chief Melvin High, Chief of Prince George’s County Police Department and Mr. Reggie Parks, Director of Homeland Security.

Proclamation **presented to Mr. Michael Thompson, President, The Ernest Everett Just Foundation, Inc., recognizing the foundation as the recipient of the “21st Century Community Learning Center Program Grant”.** (Council Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Bland, Shapiro, Exum and Peters) - **PRESENTED**

Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Marilyn Bland, Peter Shapiro, Camille Exum and Douglas Peters presented Mr. Michael Thompson, President, The Ernest Everett Just Foundation, Inc., recognizing the foundation as the recipient of the “21st Century Community Learning Center Program Grant”. Mr. Thompson was present to accept.

Proclamation **recognizing the outstanding community service of Mr. Richard Day, President, Lake Arbor Civic Association.** (Council Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Bland, Peters, Exum, Shapiro and Harrington) - **PRESENTED**

Chairman Tony Knotts, Council Vice Chair Samuel H. Dean and Council Members Marilyn Bland, Douglas Peters, Camille Exum, Peter Shapiro and David Harrington presented a proclamation to Mr. Richard Day recognizing him for his outstanding community service as President of the Lake Arbor Civic Association. Mr. Day was present to accept.

Proclamation **recognizing the outstanding community service of Mr. Phil Lee, President, Kettering Civic Federation, Inc.** (Council Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Bland, Peters, Exum, Shapiro and Harrington) - **PRESENTED**

Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Marilyn Bland, Douglas Peters, Camille Exum, Peter Shapiro and David Harrington presented a proclamation to Mr. Phil Lee recognizing him for his outstanding community service as President of the Kettering Civic Federation, Inc., Mr. Lee was present to accept.

Proclamation **recognizing the outstanding community service of Mr. Michael M. Powell, Teacher, Patuxent Elementary School.** (Council Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Bland, Peters, Shapiro, Harrington, Exum and Dernoga) - **PRESENTED**

Chairman Tony Knotts, Council Vice Chairman Samuel H. Dean and Council Members Marilyn Bland, Douglas Peters, Peter Shapiro, David Harrington, Camille Exum and Thomas Dernoga presented a proclamation to Mr. Michael M. Powell recognizing him for his outstanding community service as a teacher at Patuxent Elementary School. Mr. Powell was present to accept, accompanied by Ms. Judy Dent, Principal of Patuxent Elementary School.

POINT OF PERSONAL PRIVILEGE: *Council Member Exum introduced visiting Students from Bradbury Heights Elementary School. The students were accompanied by Ms. Rhonda Hansen, Head of Science and Technology.*

CALL TO ORDER: *Chairman Knotts called to order at 10:22 a.m. with the following Council Members present:*

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

Others Present:

*Barbara L. Holtz, Council Administrator
Robert Williams, Jr., Associate Council Administrator
Ralph Grutzmacher, Legislative Officer
Aisha Braveboy, County Council Liaison, Office of the County Executive
Kathy Canning, Associate County Attorney
Jackie Brown, Committee Director (PZED)*

INVOCATION: *The Invocation was led by Pastor Ronald E. Crawford of New Vision Church in Bowie, Maryland. Special prayers were requested by Council Member Bland for Dana Garrett on her staff on the lost of her brother; by Council Member Exum for Mayor William McMillian on the lost of his wife; by Council Member Peters for Deacon Kevin Berry; by Council Member Harrington for all High School Students and by Council Member Dean for Rev. Douglas Edwards recovering from surgery.*

PLEDGE OF ALLEGIANCE : *The Pledge of allegiance was led by Council Member Peters.*

CONSENT AGENDA -- ~~CONSENT AGENDA REMOVED FROM AGENDA~~

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-25-2004 – AN ORDINANCE CONCERNING GAS STATIONS for the purpose of permitting gas stations as an accessory use to certain department or variety stores in the I-3 Zone under certain circumstances. - **REMOVED FROM AGENDA**

This item was removed from the Agenda.

CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

No items were removed.

PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT - CHAIRMAN AUTHORIZED TO SIGN

Proposed joint signature letter to Mr. Calvin Brown, Chairman of the Board of Directors of Dimensions Healthcare System, concerning their external auditors.

Chairman Tony Knotts proposed that a letter be sent to Mr. Calvin Brown regarding the external auditors for Dimensions Healthcare System. Council Member Peters moved to authorize the Chairman's signature; seconded by Council Member Dean. Motion carried 9-0.

**PROPOSED CORRESPONDENCE AND CR-28 FROM PAGE - 6
SECOND READING OF BILLS (INTRODUCTION)**

ADDITION TO THE AGENDA:

Council Member Shapiro moved to accept additions to the agenda; seconded by Council Member Dean. Motion carried by voice vote.

INTRODUCTION AND ADOPTION OF RESOLUTIONS

**CR-28-2004 – A RESOLUTION CONCERNING DIMENSIONS
HEALTHCARE SYSTEMS, INC.** for the purpose of stating the position of the County Council regarding support of Dimensions Healthcare Systems, Inc. and the Memorandum of Understanding between the County and the State of Maryland, as amended. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 28 concerns Dimensions Healthcare Systems, Inc. stating the position of the County Council regarding support of Dimensions Healthcare Systems, Inc. and the Memorandum of Understanding between the County and the State of Maryland. Council Resolution 28 was introduced by Council Members Knotts, Dean, Hendershot, Shapiro Harrington, Exum, Peters and Bland. Council Member Shapiro moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 28; seconded by Council Member Dean. The motion carried by voice vote. Council Member Dean moved adoption; seconded by Council Member Peters. The motion carried 9-0.

PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – (page 3)

Appointment of Council Member David C. Harrington to the Dimensions Healthcare Systems Oversight Committee - **CONFIRMED**

Council Member Harrington thanked his colleagues for supporting his nomination to Dimensions Oversight Committee. Council Member Dean moved to confirm Council Member Harrington to the Dimensions Oversight Committee; seconded by Council Member Hendershot. The motion carried 9-0.

CB-13-2004 (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 Dernoga, as Chairman of the Planning, Zoning and Economic Development Committee provided a verbal report of the Committee's actions and recommendations. Council Bill 13 This bill amends the use table to allow multifamily condominium dwellings in the C-O Zone under certain circumstances. Council Bill 13 was favorably reported out of Planning, Zoning and Economic Development (PZED) on April 7,2004 with amendments. Council Bill 13Draft 2 was introduced by Council Members Harrington, Peters and Dean.

CB-14-2004 (DR-2) – AN ORDINANCE CONCERNING R-R ZONE for the purpose of allowing townhouses in the R-R Zone under certain circumstances. **INTRODUCED**

Council Member Dernoga, as Chairman of the Planning, Zoning and Economic Development Committee provided a verbal report of the Committee's actions and recommendations. Council Bill 14 amends the use table to allow townhouses in the R-R Zone under certain circumstances. Council Bill 14 was favorably reported out of Planning Zoning and Economic Development (PZED) Committee on April 7,2004 with amendments. Council Bill 14 was introduced by Council Members Harrington and Dean.

CB-16-2004 – AN ORDINANCE CONCERNING AMENDMENTS TO APPROVED BASIC PLANS for the purpose of authorizing amendments to approved Basic Plans under certain circumstances. - **INTRODUCED**

Council Member Dernoga, as Chairman of the Planning, Zoning and Economic Development Committee, provided a verbal report of the Committee's actions and recommendations. Council Bill 16 would authorize the streamlined amendment of an approved Basic Plan for the purpose of accommodating a "Planned Environmental Preservation Community." A Planned Environmental Preservation Community was defined by CB-35-2003. Council Bill 16 was favorably reported out of Planning, Zoning and Economic Development Committee (PZED) on April 7, 2004. Council Bill 16 was introduced by Council Members Dean, Exum, Harrington and Peters.

BILLS ELIGIBLE FOR THIRD READING (ENACTMENT)

CB-6-2004 – AN ACT CONCERNING REVENUE AUTHORITY for the purpose of revising the composition of the membership of the Revenue Authority. **ENACTED**

Council Member Dean moved enactment of Council Bill 6; seconded by Council Member Exum. Under discussion, Council Member Bland expressed her opposition to the measure. Council Member Hendershot requested clarification of related legal issues. Kathy Canning Associate Council Attorney and Ralph Grutzmacher, Legislative Office, provided comments. The motion carried 7-2 (Opposed Council Members Bland and Hendershot).

CB-7-2004 – AN ACT CONCERNING REDEVELOPMENT AUTHORITY for the purpose of revising the composition of the membership of the Redevelopment Authority. - **ENACTED**

Council Member Peters moved enactment of Council Bill 7; seconded by Council Member Exum. Under discussion. Council Member Bland expressed her opposition to the measure. Motion carried 7-2 (Opposed Council Members Bland and Hendershot).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council.

COMMITTEE OF THE WHOLE – (ROOM 2027) -- COMMITTEE MEETING HELD - *Chairman Knotts convened as the Committee of the Whole at 12:30 p.m. and concluded at 2:12 p.m.*

Mr. Paul Fields of the Community Planning Division provided a review of the Transcript Analysis for the Adoptive Sector Plan and Proposed Sectional Map Amendment for the Morgan Boulevard and Largo Town Center Metro Areas and responded to questions posed by the Council. Council Member Dean moved favorable reconsideration of the plans as mentioned; seconded by Council Member Hendershot. Council Member Harrington moved an amendment regarding the use of R T Zoning; seconded by Council Member Dernoga. The motion carried 8-0. (Absent: Council Member Shapiro.) Council Member Harrington proffered an additional substitute motion to reduce the standard of policy; seconded by Council Member Hendershot. The motion carried 8-0. (Absent: Council Member Shapiro). The toll was called on the main motion. Now for a favorable reconsideration amendment. The motion carried 8-0. (Absent: Council Member Shapiro.)

**ADOPTED SECTOR PLAN AND PROPOSED SECTIONAL MAP
AMENDMENT FOR THE MORGAN BOULEVARD AND LARGO TOWN
CENTER METRO AREAS**

Paul Fields, M-NCPPC, Community Planning Division

BRIEFING – (ROOM 2027) -- BRIEFING CANCELLED

**INFORMATION AND DISCUSSION OF DISTRICT COUNCIL ITEMS
SCHEDULED FOR MONDAY, APRIL 26, 2004.**

**TRANSPORTATION, HOUSING & THE ENVIRONMENT COMMITTEE
MEETING – (ROOM 2027) -- COMMITTEE MEETING HELD**

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council