

ACTION AGENDA

Tuesday, October 1, 2013

Legislative Day No. 30

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

9:30 A.M. AGENDA BRIEFING – (ROOM 2027)

10:25 A.M. CALL TO ORDER

INVOCATION: Reverend Jennifer Gillyard, Ministerial Staff, Hunter Memorial
A.M.E. Church, Suitland, Maryland

PLEDGE OF ALLEGIANCE

1. **CONSENT AGENDA -- CB-94 ADDED (pg 8) -- 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.

Approved (a) Approval of County Council Minutes April 9, 2013.

2. **CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**
-None-

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

Introduced

CB-66-2013 - AN ACT CONCERNING HOMESTEAD PROPERTY TAX

CREDIT for the purpose of establishing the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2014.

(Favorably reported out of PSFM on 9/26/2013)

Introduced by Council Members Davis, Lehman, Franklin and Harrison

Introduced

CB-68-2013 - 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.

(Favorably reported out of PSFM on 9/26/2013)

Introduced by Council Members Franklin, Lehman, Toles, Olson, Harrison, Davis, Turner and Campos

Introduced

CB-69-2013 - AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT - DEPUTY SHERIFF'S ASSOCIATION OF PRINCE

GEORGE'S COUNTY, INC. (CIVILIAN UNITS) for the purpose of approving the labor agreement by and between Prince George's County, Maryland and the Deputy Sheriff's Association of Prince George's County, Inc. (Civilian Units), 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.

(Favorably reported out of PSFM on 9/26/2013)

Introduced by Council Members Franklin, Lehman, Toles, Olson, Harrison, Davis, Turner and Campos

Introduced

CB-61-2013 (DR-2) - AN ORDINANCE CONCERNING THE 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.

(Favorably reported out of PZED on 9/18/2013 with amendments)

Introduced by Council Members Davis, Harrison, Turner, Campos and Franklin

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

*Public Hearing
held;
Amended;
DR-2 enacted*

CB-18-2013 – AN ACT CONCERNING DEPARTMENT OF PERMITTING, INSPECTIONS, AND ENFORCEMENT for the purpose of amending several provisions of the County Code to transfer certain responsibilities and functions to the Department of Permitting, Inspections, and Enforcement.

(Introduced by Council Members Franklin, Turner, Lehman and Davis on 9/10/2013; favorably reported out of THE on 5/7/2013)

AMENDMENT #1 TO CB-18-2013

*Public Hearing
held; no action
taken*

CB-67-2013 - AN ORDINANCE CONCERNING R-55 ZONE for the purpose of amending the minimum net lot area in the R-55 Zone under certain circumstances.

(Introduced by Council Member Turner, Franklin, Lehman, Davis, Harrison and Patterson on 9/10/2013; favourably reported out of PZED on 9/18/2013 with recommended amendments)

5. **PUBLIC HEARINGS/RESOLUTION ELIGIBLE FOR FINAL READING (ADOPTION)**

*Public Hearing
held;
Adopted*

CR-89-2013 – A RESOLUTION CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year Financing Agreement for the refunding of Dimensions Healthcare System, Inc. bonds.

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Patterson, Toles and Turner on 9/10/2013; favorably reported out of C.O.W. on 9/17/2013)

6. **PUBLIC HEARINGS/RESOLUTIONS**

*Adopted on
9/30/2013*

CR-90-2013 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2013 for the purpose of amending the Annual Action Plan for Housing and Community Development: FY 2013 and approving the reprogramming of \$1,079,233 in HOME Investment Partnership (“HOME”) funds from the FY 2007, FY 2008, FY 2009, FY 2010, FY 2011, and FY 2012 Annual Action Plans to the “My HOME” program, an existing FY 2013 Annual Action Plan Homebuyer activity.

(Introduced by Council Members Turner, Harrison and Davis on 9/10/2013)

THE PUBLIC HEARING ON THIS ITEM WAS HELD AND WAS ADOPTED ON MONDAY, SEPTEMBER 30, 2013

11:15 A.M.

RECESS

7. **COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM) --
COMMITTEE MEETING HELD**

*Favorable
recommendation*

**CR-99-2013 – A RESOLUTION CONCERNING PILOT AGREEMENT FOR
ST. PAUL SENIOR LIVING LIMITED PARTNERSHIP/ST. PAUL SENIOR
LIVING II LIMITED PARTNERSHIP** for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement (PILOT) by and between Prince George's County, Maryland (the "County") and St. Paul Senior Living Limited Partnership/St. Paul Senior Living II Limited Partnership (collectively the "Owner").

*Favorable
recommendation*

**CR-110-2013 - A RESOLUTION CONCERNING HOUSING AND
COMMUNITY DEVELOPMENT PARK VIEW AT LAUREL II** for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement between Prince George's County ("County") and Laurel II LLLP, a Maryland limited liability limited partnership ("Owner").

*Favorable
recommendation*

**CR-112-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR
FORT WASHINGTON MANOR APARTMENTS** for the purpose of approving the terms and conditions of an Amended and Restated Negotiated Payment in Lieu of Taxes Agreement (PILOT) by and between Fort Washington Manor Limited Partnership (the "Owner") and Prince George's County, Maryland ("County").

*Favorable
recommendation*

**CR-113-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR
THE RESIDENCES AT WOODLAND SPRINGS** for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement ("PILOT") by and between Woodland Townhomes LLLP, a Maryland limited liability limited partnership (the "Owner") and Prince George's County, Maryland ("County").

*Favorable
recommendation*

**CR-115-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR
QUEENS MANOR GARDENS APARTMENTS** for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement (PILOT) by and between Queens Manor Gardens Apartments Limited Partnership (the "Owner") and Prince George's County, Maryland (the "County").

8. **RESOLUTIONS ELIGIBLE FOR FINAL READING**

Adopted

CR-85-2013 – A RESOLUTION CONCERNING INITIATION OF A NEW MOUNT RAINIER ARCHITECTURAL CONSERVATION OVERLAY ZONE

for the purpose of initiating an Architectural Conservation District designation within the City of Mount Rainier and authorizing the Planning Board to prepare an Architectural Conservation Overlay Zone and Architectural Conservation District Plan.

(Introduced by Council Member Campos on 7/24/2013; favorably reported out of PZED on 9/18/2013)

Adopted

CR-99-2013 – A RESOLUTION CONCERNING PILOT AGREEMENT FOR ST. PAUL SENIOR LIVING LIMITED PARTNERSHIP/ST. PAUL SENIOR LIVING II LIMITED PARTNERSHIP

for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement (PILOT) by and between Prince George's County, Maryland (the "County") and St. Paul Senior Living Limited Partnership/St. Paul Senior Living II Limited Partnership (collectively the "Owner").

(Introduced by Council Members Harrison, Davis Franklin, Lehman, Patterson, Toles and Turner on 9/17/2013)

(Favorably reported out of C.O.W. on 10/1/2013)

Adopted

CR-110-2013 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT PARK VIEW AT LAUREL II

for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement between Prince George's County ("County") and Laurel II LLLP, a Maryland limited liability limited partnership ("Owner").

(Introduced by Council Members Harrison, Davis and Patterson on 9/24/2013)

(Favorably reported out of C.O.W. on 10/1/2013)

RESOLUTIONS ELIGIBLE FOR FINAL READING

Adopted

CR-112-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR FORT WASHINGTON MANOR APARTMENTS

for the purpose of approving the terms and conditions of an Amended and Restated Negotiated Payment in Lieu of

Taxes Agreement (PILOT) by and between Fort Washington Manor Limited Partnership (the “Owner”) and Prince George’s County, Maryland (“County”).

(Introduced by Council Members Harrison and Davis on 9/24/2013)

(Favorably reported out of C.O.W. on 10/1/2013)

Adopted

CR-113-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR THE RESIDENCES AT WOODLAND SPRINGS for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement (“PILOT”) by and between Woodland Townhomes LLLP, a Maryland limited liability limited partnership (the “Owner”) and Prince George’s County, Maryland (“County”).

(Introduced by Council Members Harrison, Davis and Franklin on 9/24/2013)

(Favorably reported out of C.O.W. on 10/1/2013)

Adopted

CR-115-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR QUEENS MANOR GARDENS APARTMENTS for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes Agreement (PILOT) by and between Queens Manor Gardens Apartments Limited Partnership (the “Owner”) and Prince George’s County, Maryland (the “County”).

(Introduced by Council Members Harrison and Davis on 9/24/2013)

(Favorably reported out of C.O.W. on 10/1/2013)

12:00 P.M.

RECESS

1:26 P.M.

9. **COUNTY COUNCIL SITTING AS THE BOARD OF HEALTH – (COUNCIL HEARING ROOM)**

Briefing held

Washington Adventist Hospital Certificate of Need (CON) Application

Request for Letter of Support

- Joyce Newmyer, President, Washington Adventist Hospital
- Geoff Morgan, Vice President, Expanded Access, Washington Adventist Hospital
- Robert Jepson, Vice President, Business Development, Adventist HealthCare
- Jonathan Sachs, Director of Public Policy, Adventist HealthCare

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

- Chair authorized to sign* (a) Proposed correspondence to Mr. Ben Steffen, Executive Director, Maryland Health Care Commission, in support of the Certificate of Need (CON) application filed by Washington Adventist Hospital and in support of access to quality health care for all citizens.
- No action* (b) Proposed correspondence to Mr. Ben Steffen, Executive Director, Maryland Health Care Commission, in support of growth that favors improved access to quality healthcare for all citizens.

ADDITIONS TO THE AGENDA

Rules suspended **MOTION REQUIRED TO SUSPEND THE RULES TO ALLOW FOR PRESENTATION OF BILLS AFTER SEPTEMBER 30, 2013**

1. **CONSENT 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.

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

Presented

CB-94-2013 - AN ACT CONCERNING LABOR – MINIMUM WAGE for the purpose of specifying the amount of the County minimum wage rate that is in effect for certain time periods and generally relating to the payment of wages.

To be presented by Council Members Turner, Campos, Davis, Franklin, Harrison, Lehman, Olson, Patterson and Toles; referral to PSFM.

11. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

*Introduced;
Convened in
C.O.W.;
favorable
recommendation;
adopted*

CR-121-2013 – A RESOLUTION CONCERNING ADMISSIONS AND AMUSEMENT TAX for the purpose of approving a certain incentive for an event in Prince George's County in the form of a reduction in the amount of the County admissions and amusement tax levy on the event.

The Chair (by request – County Executive)

Introduced by Council Member Harrison

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

*Introduced; rules
suspended;
adopted*

CR-122-2013 - A RESOLUTION CONCERNING SUPPORT FOR PARTNERSHIPS BETWEEN PRINCE GEORGE'S COUNTY GOVERNMENT AND THE PRINCE GEORGE'S COUNTY PUBLIC SCHOOL SYSTEM for the purpose of supporting the partnership between the Prince George's County Government and the Prince George's County Public School System.

Introduced by Council Members Turner, Campos, Davis, Franklin, Harrison, Lehman, Olson, Patterson, Toles

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

12:44 P.M.

RECESS

DISTRICT COUNCIL ITEMS

SEE SEPARATE ACTION AGENDA

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

-None-

2:18 P.M.

ADJOURN

REMINDERS

Wed., Oct. 2, 2013	10:30 a.m.	PZED Committee Meeting (Room 2027)
Thurs., Oct. 3, 2013	10:00 a.m.	THE Committee Meeting (Room 2027)
	1:30 p.m.	PSFM Committee Meeting (Room 2027)