

# ***ACTION AGENDA***

**Tuesday, October 22, 2013**

**Business Meeting**

**(Legislative Day No. 33 to be declared)**

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

**9:49 A.M.                    AGENDA BRIEFING – (ROOM 2027) -- AGENDA BRIEFING HELD**

**10:19 A.M.                    CALL TO ORDER**

**INVOCATION:** Pastor William Tucker, Remnant Church of Christ, Suitland,  
Maryland

**PLEDGE OF ALLEGIANCE**

*Designated*                    **DESIGNATION OF OCTOBER 22, 2013 AS LEGISLATIVE DAY NO. 33**

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.

*Approved*

- (a) Approval of County Council Minutes dated April 30, 2013.

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

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

4. **SECOND READING OF BILLS (INTRODUCTION) – CB-35; CB-59; CB-79; CB-101 ADDED (SEE PAGE 9)**

*Introduced*

**CB-60-2013 (DR-2) – AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN APPROVED FISCAL YEAR 2013 CAPITAL BUDGET**

for the purpose of providing supplementary appropriations to the County Building Renovations II and the Emergency Command Center capital projects; decreasing appropriations in Contingency Appropriation Fund; and amending the Approved Fiscal Year 2013-2018 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

(Favorably reported out of PSFM on 10/17/2013 with amendments)

*Introduced by Council Member Harrison*

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)***Introduced***CB-77-2013 (DR-2) – AN ACT CONCERNING NEIGHBORHOOD NUISANCE**

for the purpose of amending the County public nuisance provisions to define a neighborhood nuisance, add additional grounds constituting a public nuisance, allowing enforcement by citation and generally relating to public nuisances in Prince George's County.

(Favorably reported out of PSFM on 10/17/2013 with amendments)

*Introduced by Council Members Olson, Franklin, Lehman, Toles and Patterson*

*Introduced***CB-78-2013 (DR-2) - AN ACT CONCERNING LOCAL**

**ENTREPRENEURSHIP AND ECONOMIC DEVELOPMENT** for the purpose of authorizing the Economic Development Incentive Fund to be used to encourage the development and sustainability of locally owned and operated businesses and specifying the purpose, uses, and requirements of such assistance.

(Favorably reported out of PSFM on 10/17/2013 with amendments)

*Introduced by Council Members Franklin, Davis, Harrison, Turner, Lehman, Toles and Patterson*

*Amended;  
DR-3 introduced*

**CB-83-2013 (DR-2) – AN ACT CONCERNING CLEAN RENEWABLE ENERGY TECHNOLOGY IN PUBLIC BUILDINGS**

for the purpose of requiring clean renewable energy technology in the construction or major renovation of public buildings; defining clean renewable energy technology; providing for a clean renewable energy technology project feasibility assessment by the Purchasing Agent; establishing a Clean Renewable Energy Program; specifying the purposes and uses of the Program; and generally relating to clean renewable energy technology.

(Reported out of PSFM on 10/17/2013 with no recommendation with amendments)

*Introduced by Council Members Lehman, Franklin, Toles, Olson and Davis*

*Introduced*

**CB-93-2013 - AN ACT CONCERNING PERSONNEL** for the purpose of allowing County employees up to twenty hours of administrative leave per year to volunteer in schools.

(Favorably reported out of PSFM on 10/17/2013)

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

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)***Introduced*

**CB-94-2013 (DR-2) - 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.

(Favorably reported out of PSFM on 10/17/2013 with amendments)

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

*Introduced*

**CB-95-2013 - AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – FRATERNAL ORDER OF POLICE PRINCE GEORGE'S COUNTY LODGE 89, INC.** for the purpose of amending the labor agreement by and between Prince George's County, Maryland and the Fraternal Order of Police, Prince George's County Lodge 89, 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 10/17/2013)

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

*Introduced*

**CB-96-2013 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – PRINCE GEORGE'S COUNTY POLICE CIVILIAN EMPLOYEES ASSOCIATION** for the purpose of approving the labor agreement by and between Prince George's County, Maryland and the Prince George's County Police Civilian Employees Association to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employees Relations Board.

(Favorably reported out of PSFM on 10/17/2013)

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

**CB-98-2013 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1619, AFL-CIO (CIVILIANS)** for the purpose of approving the labor agreement by and between Prince George's County, Maryland and the International Association of Fire Fighters, Local 1619, AFL-CIO (Civilians 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 10/17/2013)

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

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)**

*Amended; DR-3  
introduced;  
expedited*

**CB-76-2013 (DR-2) – AN ORDINANCE CONCERNING URBAN FARMS** for the purpose of defining Urban Farm, permitting the use in the R-18 Zone under certain circumstances, and providing modifications to procedural requirements relating to Urban Farms.

(Favorably reported out of PZED on 10/2/2013 with amendments)

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

**AMENDMENT # 1 TO CB-76-2013 (DR-2)**

**THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-76-2013 (DR-3)**

*Introduced*

**CB-87-2013 (DR-2) - AN ACT CONCERNING WOODLAND AND WILDLIFE HABITAT CONSERVATION ORDINANCE** for the purpose of making clarifying amendments to Tree Conservation Plan expiration dates and exemptions to submittal requirements in order to ensure internal consistency and conformance with State law.

(Favorably reported out of PZED on 10/16/2013 with amendments)

*Introduced by Council Member Harrison*

*Amended; DR-3  
introduced;  
expedited*

**CB-97-2013 (DR-2) - AN ORDINANCE CONCERNING ELEEMOSYNARY OR PHILANTHROPIC INSTITUTIONS** for the purpose of allowing eleemosynary or philanthropic institutions in the O-S Zone under certain circumstances; modifying certain requirements for eleemosynary or philanthropic institutions in the R-80 Zone.

(Favorably reported out of PZED on 10/16/2013 with amendments)

*Introduced by Council Members Franklin, Lehman, Toles, Patterson, Davis, Turner*

**AMENDMENT #1 TO CB-97-2013 (DR-2)**

**THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-97-2013 (DR-3)**

*Amended; DR-2  
introduced;  
expedited*

**CB-99-2013 - AN ORDINANCE CONCERNING THE M-X-T ZONE** for the purpose of amending the Mixed Use Zone Table of Uses to provide for a hospital as a permitted use in the Mixed Use – Transportation Oriented (M-X-T) Zone.

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

**AS PERMITTED BY THE RULES, AND BECAUSE THIS BILL HAS ALREADY BEEN THROUGH COMMITTEE AS CB-90-2013, NO COMMITTEE REFERRAL WILL BE MADE.**

**THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-99-2013 (DR-2)**

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)***Introduced***CB-100-2013 - AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS**

for the purpose of declaring additional revenue and appropriating to the General Fund to provide for costs that were not anticipated and included in the Approved Fiscal Year 2014 Budget.

The Chair (by request – County Executive); referral to C.O.W.

*Introduced by Council Member Davis*

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

*Public hearing held; enacted***CB-55-2013 – AN ACT CONCERNING GREEN BUSINESS ADVISORY COMMITTEE**

for the purpose of establishing a Green Business Advisory Committee, setting forth the appointment and membership requirements, purpose and function, and generally relating to green business development in Prince George's County.

(Introduced by Council Members Olson, Lehman, Patterson, Franklin, Davis and Turner on 9/24/2013; favorably reported out of THE on 9/19/2013)

*Public hearing held; enacted***CB-56-2013 – AN ACT CONCERNING GREEN BUSINESS REAL AND PERSONAL PROPERTY TAX CREDIT**

for the purpose of establishing a tax credit for real and personal property used for green business and products, and generally relating to green business development in Prince George's County.

(Introduced by Council Members Olson, Franklin, Lehman, Turner and Davis on 9/24/2013; favorably reported out of THE on 9/19/2013)

*Public hearing held; enacted***CB-63-2013 (DR-2) – AN ACT CONCERNING DRUG FREE ZONE SIGNAGE IN COUNTY FACILITIES**

for the purpose of requiring signage at County Facilities denoting that it is a Drug Free Zone.

(Introduced by Council Members Patterson, Franklin, Lehman, Toles, Olson, Harrison, Davis, Turner and Campos on 9/24/2013; favorably reported out of HEHS on 9/12/2013 with amendments)

6. **PUBLIC HEARING/RESOLUTIONS**

*Public hearing  
held*

**CR-92-2013 - A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (AUGUST 2013 CYCLE OF AMENDMENTS)** for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan.

(Introduced by Council Member Harrison on 9/17/2013)

**TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE MEETING  
SCHEDULED NOVEMBER 7, 2013.**

*Public hearing  
held*

**CR-116-2013 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE** for the purpose of approving and adopting the Analysis of Impediments to Fair Housing Choice for Prince George's County.

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

**TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE MEETING  
SCHEDULED NOVEMBER 7, 2013.**

*Public hearing  
held; THE  
Committee  
discharged*

**CR-117-2013 - 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 and restructuring of \$2,558,911.43 in Community Development Block Grant ("CDBG") funds from the FY 2005, FY 2006, FY 2007, FY 2008, FY 2009, FY 2010, FY 2011, FY 2012, and FY 2013 Annual Action Plans to activities related to housing and community development.

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

**COMMITTEE OF THE WHOLE SCHEDULED 10/29/2013**

7. **RESOLUTIONS ELIGIBLE FOR FINAL READING**

*DR-2  
substituted;  
adopted*

**CR-94-2013 (DR-2) – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2013** for the purpose of amending the Prince George’s County Housing and Community Development Annual Action Plan: FY 2013 to include the Gateway at Brentwood project and the reprogramming of \$1,747,597 in HOME Investment Partnerships (“HOME”) funds from the FY 2005, FY 2006, FY 2007, FY 2010, FY 2011, FY 2012, and FY 2013 annual action plans for this project.

(Introduced by Council Members Harrison, Davis, Franklin, Lehman and Turner on 9/17/2013; favorably reported out of THE on 10/21/2013 with amendments)

**MOTION REQUIRED TO SUBSTITUTE DR-2 IN LIEU OF DR-1 PRIOR TO ADOPTION**

*DR-2  
substituted;  
adopted*

**CR-100-2013 (DR-2) - A RESOLUTION CONCERNING STATE OF MARYLAND STRATEGIC DEMOLITION AND SMART GROWTH IMPACT FUND** for the purpose of approving the application by the Redevelopment Authority of Prince George's County to the Maryland Department of Housing and Community Development for funding through the Strategic Demolition and Smart Growth Impact Fund.

(Introduced by Council Members Harrison, Davis, Franklin, Lehman, Olson, Patterson and Turner on 9/17/2013; favorably reported out of THE on 10/21/2013 with amendments)

**MOTION REQUIRED TO SUBSTITUTE DR-2 IN LIEU OF DR-1 PRIOR TO ADOPTION**

*Adopted*

**CR-111-2013 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT PARK VIEW AT LAUREL II** for the purpose of approving the project and project financing through the Community Development Administration (“CDA”) of the Department of Housing and Community Development of the State of Maryland (“DHCD”) for the acquisition and rehabilitation of the Park View at Laurel II, a rental housing project to be acquired and rehabilitated by Laurel II LLLP, a Maryland limited liability limited partnership, (the “Owner”).

(Introduced by Council Members Harrison and Davis on 9/24/2013; favorably reported out of THE on 10/21/2013)

*Adopted*

**CR-114-2013 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT THE RESIDENCES AT WOODLAND SPRINGS** for the purpose of approving the project and project financing through the Community Development Administration (“CDA”) of the Department of Housing and Community Development of the State of Maryland (“DHCD”) for The Residences at Woodland Springs, a rental housing project to be developed by Shelter Development, LLC (the “Developer”) and acquired, owned and operated by Woodland Townhomes LLLP, a Maryland limited liability limited partnership, (the “Owner”).

(Introduced by Council Members Harrison, Davis and Franklin on 9/24/2013; favorably reported out of THE on 10/21/2013)



**RESOLUTIONS ELIGIBLE FOR FINAL READING – (CONTINUED)***Adopted*

**CR-124-2013 - A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM** for the purpose of approving the project submitted by CASA de Maryland, Inc. to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program.

(Introduced by Council Members Lehman, Patterson, Olson, Franklin, Davis, Turner and Campos on 10/8/2013; favorably reported out of THE on 10/21/2013)

**ADDITIONS TO THE AGENDA****4. SECOND READING OF BILLS (INTRODUCTION)**

*THE Committee  
discharged;  
amended; DR-2  
introduced*

**CB-35-2013 - AN ACT CONCERNING REDEVELOPMENT AUTHORITY** for the purpose of establishing a public input and notification process for disposition of Redevelopment Authority property and projects, and generally relating to the Redevelopment Authority in Prince George's County.

**MOTION REQUIRED TO DISCHARGE THE TRANSPORTATION, HOUSING AND ENVIRONMENT COMMITTEE (6 VOTES REQUIRED)**

**AMENDMENT #1 TO CB-35-2013**

*Introduced by Council Members Toles, Franklin, Patterson, Davis, Lehman, Turner*

*Introduced*

**CB-59-2013 (DR-2) - AN ACT CONCERNING RESIDENTIAL NUISANCE ABATEMENT** for the purpose of amending the County public nuisance provisions to include certain residential properties, adding additional grounds constituting a public nuisance and generally relating to public nuisances in Prince George's County.

(Favorably reported out of THE on 10/21/2013 with amendments)

*Introduced by Council Members Patterson, Franklin, Harrison, Davis and Turner*

*Introduced*

**CB-79-2013 – AN ACT CONCERNING STORMWATER MANAGEMENT INCENTIVES** for the purpose of establishing redevelopment incentives for certain stormwater management practices, setting the criteria and eligibility, and generally relating to stormwater management related revitalization in Prince George's County.

(Favorably reported out of THE on 10/21/2013)

*Introduced by Council Members Olson, Franklin, Lehman, Patterson, Davis and Turner*

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)**

*Introduced;  
expedited*

**CB-101-2013 - AN ORDINANCE CONCERNING OVERLAY ZONES – USES**

for the purpose of allowing the designation of additional uses in a Development District Overlay (D-D-O) Zone or Transit District Overlay (T-D-O) Zone.

*Introduced by Council Members Franklin, Toles, Davis and Turner*

**AS PERMITTED BY THE RULES, AND BECAUSE THIS BILL HAS ALREADY BEEN THROUGH COMMITTEE AS CB-89-2013, NO COMMITTEE REFERRAL WILL BE MADE**

**THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-101-2013**

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

Mr. Chris Bullock and Ms. Gloria Constant, Representatives  
Accokeek HOA Alliance

**12:45 P.M.**

**ADJOURN**

**2:24 P.M.**

**COMMITTEE OF THE WHOLE – (ROOM 2027)**

**THE ADOPTED LARGO TOWN CENTER SECTOR PLAN  
AND ENDORSED SECTIONAL MAP AMENDMENT**

**(TRANSCRIPT ANALYSIS)**

*A motion was made by Council Member Davis; seconded by Council Member Franklin for the preparation of an approving resolution with revisions to include a phasing plan. Motion carried: 8-0 (Absent: Council Member Toles)*

**REMINDERS**

Tues., Oct. 22, 2013	3:00 p.m.	Human Trafficking Task Force Meeting (Room 2027)
Wed., Oct. 23, 2013	3:30 p.m.	Charter Review & Compensation Review Board Meeting (Room 2027)
Thurs., Oct. 24, 2013	10:00 a.m.	HEHS Committee Meeting (Room 2027)
Mon., Oct. 28, 2013	9:30 a.m.	District Council Agenda Briefing (Room 2027)
	10:00 a.m.	Call to Order (Council Hearing Room)
	1:30 p.m.	District Council (continued)