

Prince George's County Council

*County Administration Building
14741 Governor Oden Bowie Drive
Upper Marlboro, Maryland
20772-3050*



Meeting Agenda - Final **(9:30 AM Agenda Briefing Rm 2027)**

Tuesday, September 10, 2019
10:00 AM

Council Hearing Room

County Council

Todd M. Turner, Chair, District 4
Monique Anderson-Walker, District 8
Derrick Leon Davis, District 6
Thomas E. Dernoga, District 1
Mel Franklin, At-Large
Dannielle M. Glaros, District 3
Sydney J. Harrison, District 9
Calvin S. Hawkins, II, At-Large
Jolene Ivey, District 5
Rodney C. Streeter, Vice Chair, District 7
Deni L. Taveras, District 2

Robert J. Williams, Jr., Council Administrator

RULES OF COURTESY

You are now participating in the process of representative government. We welcome your interest and hope you will attend Prince George's County Council meetings often. Good government depends on the interest and involvement of you and your fellow citizens.

To insure fair and orderly meetings, the Council has adopted rules which apply to all members of the Council, administrative staff, news media, citizens and visitors. The procedures provide:

1. No one shall delay or interrupt the proceedings or refuse to obey the orders of the presiding officer.
2. Posters or Placards must remain outside the Council Hearing Room.
3. No smoking is permitted in the County Administration Building.
4. Citizens are admitted up to the Fire Safety capacity of the Hearing Room. Overflow crowds may listen to proceedings on loudspeakers provided in the lobby area.

REGULAR COUNCIL MEETINGS

The Prince George's County Council meets at 10:00 a.m. each Tuesday in the Council Hearing Room in the County Administration Building, Upper Marlboro, Maryland. Legislative sessions are held on the first and third Tuesday of each month and business meetings are scheduled on the alternate weeks. All County Council Sessions are public meetings, however, a part of the meeting may be conducted in closed session.

In addition to its normal function as the County Council, the Council will frequently sit as the District Council for zoning matters or as the Board of Health. The capacity in which the Council acts on agenda items will be recorded in the minutes for each meeting.

PUBLIC PARTICIPATION IN COUNCIL MEETINGS

Meetings of the Council are formal proceedings and all comments are recorded. Members of the audience are typically provided an opportunity to address the Council at each meeting. Participation is also welcomed during the public hearing process. Those wishing to testify at a public hearing are urged to telephone the Clerk's office at 301-952-3600 for placement on the advance speakers' list. Registration is also accepted in the hearing room. The following information is provided as a guide to public participation in the Council Meeting. When you are called by the presiding officer, please follow these steps:

1. Come forward to the speaker's podium and state your name and address.
2. Present your comments as succinctly as possible. Avoid duplicate testimony.
3. Confine your remarks to three minutes, if the presiding officer has indicated time limits would be in effect.
4. If you have a written statement, give it and other supporting material to the Clerk.

In accordance with ADA Requirements, accommodations for hearing impaired, disabled persons and visually impaired can be provided upon reasonable notice to the Clerk of the Council. Sign language and interpreters for non-english speakers are available with advance notice by calling 301-952-3600. In the event of inclement weather, please call 301-952-4810 to confirm the status of County Business.

FOR LIVE STREAMING AND VIDEO VISIT OUR WEBSITE AT: <http://pgccouncil.us>

PLEASE SILENCE ALL CELLULAR PHONES WHILE IN THE HEARING ROOM.

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

10:00 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

INVOCATION:

Reverend John Richardson, Member, Christ Kingdom Church, District Heights,
Maryland

PLEDGE OF ALLEGIANCE

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

- 1. Christina Davis, regarding HB185/SB032, stormwater management and environmental issues in Council District 8*
- 2. Chuck Perry, regarding opportunities for black-owned businesses*
- 3. Elliott Reed, regarding fraud, waste, abuse and corruption in government*
- 4. Valerie Lou, regarding policing policies*
- 5. Lucy Duss, Prince George's Peace and Justice Coalition, regarding federal policies related to nuclear weapons*

DESIGNATION OF SEPTEMBER 10, 2019 AS LEGISLATIVE DAY NO. 22

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.

(a) Approval of County Council Minutes

[MIN 07232019](#) County Council Minutes dated July 23, 2019.

[MIN 07302019](#) County Council Minutes dated July 30, 2019.

[MIN 09032019](#) County Council Minutes dated September 3, 2019.

(b) First Reading of Bills (Presentation)

[CB-036-2019](#) **AN ACT CONCERNING THE PRINCE GEORGE'S ARTS AND HUMANITIES FUND** for the purpose of establishing the Prince George's Arts and Humanities Fund.

Draft: 1

Sponsor(s): Taveras

Attachment(s): [B2019036](#)
[CB-036-2019 AIS](#)

To be presented by Council Member Taveras; referral to GOFP

[CB-042-2019](#) **AN ORDINANCE CONCERNING RESIDENTIAL ZONES-ADDITIONAL REQUIREMENTS FOR SPECIFIC USES-DAYCARE CENTERS FOR CHILDREN** for the purpose of amending the requirements of the Zoning Ordinance applicable to Daycare Centers for Children uses in Prince George's County that meet certain acreage requirements and that are subject to the control of the Prince George's County Board of Education.

Draft: 1

Sponsor(s): Streeter

Attachment(s): [B2019042](#)
[CB-042-2019 AIS](#)

To be presented by Council Member Streeter; referral to PHED

CONSENT AGENDA - (CONTINUED)[CB-043-2019](#)

Draft: 1

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, 2020.

Attachment(s): [B2019043](#)

[CB-043-2019 AIS](#)

To be presented by the Chair (by request - County Executive); referral to GOFP

[CB-044-2019](#)

Draft: 1

AN ACT CONCERNING SWIMMING POOLS for the purpose of amending the County Code to have safety standards for pools under 2,500 square feet of water within Prince George's County apply to health club services pools; and generally relating to the regulation of swimming pools.

Sponsor(s): Turner

Attachment(s): [B2019044](#)

[CB-044-2019 AIS](#)

To be presented by Council Member Turner; referral to HHSPS

(c) Introduction of Resolutions[CR-073-2019](#)

Draft: 1

A RESOLUTION CONCERNING FOOD TRUCK OPERATIONS IN INCORPORATED MUNICIPALITIES for the purpose of delegating authority to incorporated municipalities to regulate food trucks within their jurisdiction.

Sponsor(s): Ivey and Glaros

Attachment(s): [R2019073](#)

[CR-073-2019 AIS](#)

To be introduced by Council Members Ivey and Glaros; referral to HHSPS

THIS RESOLUTION REQUIRES A PUBLIC HEARING

[Consent262019](#) MOTION TO ADOPT CONSENT AGENDA

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

[LTR](#)
[09102019a](#)
[Draft: 1](#)

Joint Signature Letter to The Honorable Chris Van Hollen and The Honorable Benjamin L. Cardin, United States Senate and The Honorable Anthony G. Brown and The Honorable Steny H. Hoyer, United States House of Representatives, in support of Congressional reauthorization of Passenger Rail Investment and Improvement Act (PRIIA) of 2008, which is set to expire on September 30th this year, provides \$150 million annually to WMATA for capital programs.

Sponsor(s): Turner

Attachment(s): [Letter to Senators Van Hollen & Cardin](#)
[Letter to Representatives Brown and Hoyer](#)

[LTR](#)
[09102019b](#)
[Draft: 1](#)

Proposed Joint Signature Letter to Robert S. McCord, Esquire, Secretary, Maryland Department of Planning concerning Priority Funding Area (PFA) Designation Amendments to add 7.3 acres at Part of 15406, 15408 and 15412 Marlboro Pike, 4661 SW Robert Crain Highway, 4671 Robert Crain Highway, and Lot 17 SE Robert Crain Highway in Upper Marlboro to the Prince George's County's PFA.

Attachment(s): [PFA Letter to State](#)
[PFA Map - Attachment 1](#)

4. PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)**[CB-008-2019](#)**

Draft: 2

AN ACT CONCERNING REGULAR COUNTY HOLIDAYS - NATIVE

AMERICAN DAY for the purpose of recognizing the history, culture, and accomplishments of Native Americans in Prince George's County and across the nation by renaming Columbus Day to Native American Day in Prince George's County.

Sponsor(s): Franklin, Anderson-Walker, Dernoga, Hawkins, Streeter, Taveras, Harrison, Davis, Turner and Glaros

Attachment(s): [B2019008](#)
[CB-008-2019 AIS](#)
[CB-008-2019 Report](#)

Legislative History:

4/2/19	County Council	presented and referred to the Government Operations and Fiscal Policy Committee
6/27/19	Government Operations and Fiscal Policy Committee	amended (1)
6/27/19	Government Operations and Fiscal Policy Committee	Favorably recommended with amendments to the County Council
7/9/19	County Council	introduced

[CB-028-2019](#)

Draft: 1

AN ACT CONCERNING ENERGY CONSERVATION REAL PROPERTY

TAX CREDIT for the purpose of increasing the amount of the tax credit cap for real property for residential homeowners who utilize solar or geothermal energy conservation devices.

Sponsor(s): Glaros, Anderson-Walker, Davis, Dernoga, Franklin, Harrison, Ivey, Streeter, Taveras, Turner and Hawkins

Attachment(s): [B2019028](#)
[CB-028-2019 AIS](#)
[CB-028-2019 Report](#)

Legislative History:

6/4/19	County Council	presented and referred to the Government Operations and Fiscal Policy Committee
6/27/19	Government Operations and Fiscal Policy Committee	Favorably recommended to the County Council
7/23/19	County Council	introduced

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

[CB-035-2019](#)

Draft: 1

AN ACT CONCERNING AN INTERPROJECT TRANSFER OF APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2019 CAPITAL BUDGET for the purpose of transferring appropriations to the Forestville Road/Rena Road, Public Safety Pier and Asbestos Ceiling Tile Replacement projects; decreasing appropriations to the Contingency Appropriation Fund project and Aging Schools; and amending the Approved Fiscal Year 2019 - 2024 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

Sponsor(s): Turner, Harrison, Hawkins, Glaros, Franklin, Taveras, Streeter, Anderson-Walker and Davis

Attachment(s): [B2019035](#)

[CB-035-2019 Attachments](#)

[CB-035-2019 AIS](#)

[CB-035-2019 Report](#)

Legislative History:

7/2/19	County Council	presented and referred to the Government Operations and Fiscal Policy Committee
7/11/19	Government Operations and Fiscal Policy Committee	Favorably recommended to the County Council
7/23/19	County Council	introduced

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

[CB-011-2019](#)

Draft: 2

AN ORDINANCE CONCERNING THE COUNTYWIDE SECTIONAL MAP

AMENDMENT for the purpose of amending Section 27-1902 of the local zoning laws to clarify the intent of the District Council, via its enactment of Chapter No. 38, 2018 Laws of Prince George's County, Maryland, in order to maximize opportunities for the public to comment and otherwise submit testimony within a record of public hearing testimony, as specified by law.

Sponsor(s): Turner, Glaros, Davis, Taveras, Hawkins and Harrison

Attachment(s): [B2019011](#)

[CB-011-2019 AIS](#)

[CB-011-2019 Report](#)

Legislative History:

4/16/19	County Council	presented and referred to the Sitting as the Committee of the Whole
4/16/19	County Council	reconsidered
6/18/19	County Council	presented and referred to the Sitting as the Committee of the Whole
7/2/19	Sitting as the Committee of the Whole	Held in Committee
7/16/19	Sitting as the Committee of the Whole	amended (1)
7/16/19	Sitting as the Committee of the Whole	called for the previous question
7/16/19	Sitting as the Committee of the Whole	Favorably recommended with amendments
7/23/19	County Council	introduced

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

[CB-014-2019](#)

Draft: 2

AN ORDINANCE CONCERNING ZONING - DEFINITIONS - URBAN

FARM for the purpose of amending the definition of “Urban farm” uses in the Zoning Ordinance to generally align with the corresponding definition of “Urban farm” within the proposed new zoning laws approved via CB-013-2018, being also Chapter No. 37, Laws of Prince George’s County, Maryland, and to permit the use in certain residential, commercial, and industrial zones in Prince George's County.

Sponsor(s): Taveras, Franklin, Ivey, Harrison, Davis, Glaros, Dernoga and Hawkins

Attachment(s): [B2019014](#)
[CB-014-2019 AIS](#)
[CB-014-2019 Report](#)

Legislative History:

4/23/19	County Council	presented and referred to the Planning, Housing and Economic Development Committee
6/6/19	Planning, Housing and Economic Development Committee	Held in Committee
7/10/19	Planning, Housing and Economic Development Committee	Held in Committee
7/18/19	Planning, Housing and Economic Development Committee	Favorably recommended with amendments to the County Council
7/23/19	County Council	introduced

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

[CB-017-2019](#)

Draft: 2

AN ORDINANCE CONCERNING R-A ZONE for the purpose of permitting Townhouse and One-family detached dwelling uses in the R-A (Residential Agricultural) Zones of Prince George's County, under certain circumstances.

Sponsor(s): Davis and Hawkins

Attachment(s): [B2019017](#)

[CB-017-2019 AIS](#)

[CB-017-2019 Report](#)

Legislative History:

4/30/19	County Council	presented and referred to the Planning, Housing and Economic Development Committee
6/6/19	Planning, Housing and Economic Development Committee	Held in Committee
6/20/19	Planning, Housing and Economic Development Committee	Favorably recommended with amendments to the County Council
7/2/19	County Council	introduced

[CB-029-2019](#)

Draft: 2

AN ORDINANCE CONCERNING R-T ZONE for the purpose of permitting townhouses in the R-T (Townhouse) Zone.

Sponsor(s): Davis, Turner, Harrison, Streeter, Glaros and Hawkins

Attachment(s): [B2019029](#)

[CR-029-2019 AIS](#)

[CB-029-2019 Report](#)

Legislative History:

6/4/19	County Council	presented and referred to the Planning, Housing and Economic Development Committee
6/20/19	Planning, Housing and Economic Development Committee	Held in Committee

7/10/19	Planning, Housing and Economic Development Committee	Favorably recommended with amendments to the County Council
7/23/19	County Council	introduced

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

[CB-034-2019](#)

Draft: 2

AN ORDINANCE CONCERNING INDUSTRIAL ZONES for the purpose of providing additional regulations for fences and walls in the Industrial Zones.

Sponsor(s): Ivey, Hawkins, Anderson-Walker, Franklin and Glaros

Attachment(s): [B2019034](#)
[CB-034-2019 AIS](#)
[CB-034-2019 Report](#)

Legislative History:

7/2/19	County Council	presented and referred to the Planning, Housing and Economic Development Committee
7/18/19	Planning, Housing and Economic Development Committee	Favorably recommended with amendments to the County Council
7/23/19	County Council	introduced

[CB-015-2019](#)

Draft: 2

AN ACT CONCERNING LABOR AND SEX TRAFFICKING AND VICTIM PROTECTION for the purpose of including labor and sex trafficking references to accompany human trafficking references throughout various provisions in the County Code.

Sponsor(s): Taveras, Glaros, Franklin, Ivey, Anderson-Walker, Davis, Turner, Streeter, Dernoga, Harrison and Hawkins

Attachment(s): [B2019015](#)
[CB-015-2019 AIS](#)
[CB-015-2019 Report](#)

Legislative History:

6/11/19	County Council	presented and referred to the Health, Human Services and Public Safety Committee
7/18/19	Health, Human Services and Public Safety Committee	Favorably recommended with amendments to the County Council
7/23/19	County Council	introduced

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

[CB-016-2019](#)

Draft: 3

AN ACT CONCERNING LOCAL PROHIBITION OF HUMAN SEX AND HUMAN LABOR TRAFFICKING for the purpose of prohibiting human sex and labor trafficking in Prince George’s County.

Sponsor(s): Taveras, Glaros, Franklin, Ivey, Harrison, Davis, Anderson-Walker, Turner, Streeter, Dernoga and Hawkins

Attachment(s): [B2019016](#)
[CR-016-2019 AIS](#)
[CB-016-2019 Report](#)

Legislative History:

6/11/19	County Council	presented and referred to the Health, Human Services and Public Safety Committee
7/18/19	Health, Human Services and Public Safety Committee	Favorably recommended with amendments to the County Council
7/23/19	County Council	amended (1)
7/23/19	County Council	introduced

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

[CB-021-2019](#)

Draft: 2

AN ACT CONCERNING FOOD SERVICE MANAGER CERTIFICATION ISSUANCE TIME PERIOD for the purpose of revising the food service manager certification time period.

Sponsor(s): Glaros, Franklin, Ivey, Taveras, Streeter, Dernoga, Hawkins, Turner, Davis, Anderson-Walker and Harrison

Attachment(s): [B2019021](#)

[CB-021-2019 AIS](#)

[CB-021-2019 Report](#)

Legislative History:

5/14/19	County Council	presented and referred to the Health, Human Services and Public Safety Committee
6/19/19	Health, Human Services and Public Safety Committee	Favorably recommended with amendments to the County Council
7/2/19	County Council	introduced

5. PUBLIC HEARING – RESOLUTION ELIGIBLE FOR FINAL READING (ADOPTION)

[CR-064-2019](#)

Draft: 1

A RESOLUTION CONCERNING THE 2018 WATER AND SEWER PLAN for the purpose of adopting the 2018 Water and Sewer Plan and the 2018 Water and Sewer Category Maps, revising the fee schedule for administering Water and Sewer Plan amendments, and the purchase of maps and related materials.

Sponsor(s): Turner, Davis, Glaros, Harrison and Taveras

Attachment(s): [R2019064](#)

[CR-064-2019 AIS](#)

[Draft 2018 Water and Sewer Plan](#)

TRANSPORTATION, INFRASTRUCTURE, ENERGY AND ENVIRONMENT COMMITTEE SCHEDULED THURSDAY, SEPTEMBER 12, 2019 AT 10:00 A.M.

Legislative History:

7/16/19 County Council introduced and referred to the Transportation, Infrastructure, Energy and Environment Committee

6. INTRODUCTION AND ADOPTION OF RESOLUTIONS

[CR-074-2019](#)

Draft: 1

A RESOLUTION CONCERNING CAR FREE DAYS for the purpose of expressing the County Council's support for declaring Saturday, September 21, 2019, Sunday, September 22, 2019 and Monday, September 23, 2019 as Car Free Days in Prince George's County.

Sponsor(s): Glaros and Turner

Attachment(s): [R2019074](#)
[CR-074-2019 AIS](#)

To be introduced by Council Members Glaros and Turner

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION - (8 VOTES REQUIRED)

7. ITEM FOR DISCUSSION

[CB-006-2019](#)

Draft: 1

AN ACT CONCERNING CODE OF ETHICS for the purpose of amending the Code of Ethics in order to conform to State law, changing certain restrictions and requirements for County employees and officials.

Attachment(s): [B2019006](#)
[CB-006-2019 AIS](#)

MOTION TO DISCHARGE COMMITTEE OF THE WHOLE (8 VOTES REQUIRED)

Legislative History:

3/26/19 County Council presented and referred to the Sitting as the Committee of the Whole

[ADJ93-19](#)

ADJOURN

DISTRICT COUNCIL ITEMS - (COUNCIL HEARING ROOM)

(SEE SEPARATE AGENDA)

REMINDERS

Wed., Sept. 11, 2019

10:00 a.m. - PHED Committee Meeting (Room 2027)

Thurs., Sept. 12, 2019

10:00 a.m. - TIEE Committee Meeting (Room 2027)

1:30 p.m. - GOFP Committee Meeting (Room 2027)