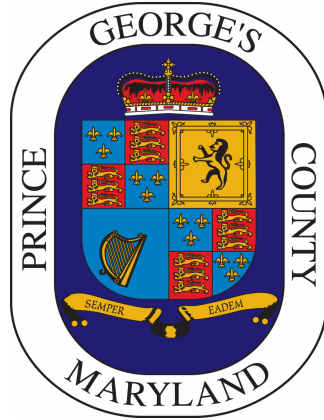


# Prince George's County Council

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



## Meeting Agenda - Final

**Tuesday, September 22, 2020  
10:00 AM**

**(VIRTUAL MEETING)**

### **County Council**

*Todd M. Turner, Council 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, Vice Chair, At-Large*

*Jolene Ivey, District 5*

*Rodney C. Streeter, 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.

## VIRTUAL COUNCIL MEETINGS

Given the current state of the novel coronavirus (COVID-19) pandemic, and under the Governor's "Proclamation and Declaration of State of Emergency and Existence of Catastrophic Health Emergency – COVID-19" and the Prince George's County State of Emergency Declaration, the County Council is operating under emergency procedures.

## 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

The Prince George's County Council will meet virtually until further notice. To encourage civic engagement, the Council has established an eComment portal to serve as an alternative method of public participation in the Council's virtual meetings. The portal allows citizens to register to speak on agenda items that are scheduled for public hearing and/or submit a comment or letter into the official public record, in lieu of verbal testimony.

Please note, that written testimony or comments will be accepted in electronic format, rather than by U.S. mail. For those unable to use the portal, comments/written correspondence may be emailed to: [clerkofthecouncil@co.pg.md.us](mailto:clerkofthecouncil@co.pg.md.us) or faxed to (301) 952-5178. All testimony and comments received by the deadline will become part of the public record of the meeting and, when feasible, shared and noted at the meeting.

Registration and comment submissions should be received by 3:00 p.m. on the day BEFORE the meeting. Testimony and comments will not be accepted via social media or by telephone/voice mail message.

In accordance with ADA requirements, accommodations for hearing impaired, disabled persons, and visually impaired persons can be provided upon reasonable notice to the Clerk of the Council. Sign language and interpreters for non-english speakers are available with reasonable advance notice by emailing [clerkofthecouncil@co.pg.md.us](mailto:clerkofthecouncil@co.pg.md.us) or calling 301-952-3600.

JOIN USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>

PLEASE SILENCE ALL CELLULAR PHONES DURING COUNCIL SESSIONS

VIEW USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>

**10:00 A.M. - CALL TO ORDER - (VIRTUAL MEETING)**

**INVOCATION / MOMENT OF SILENCE**

**LEGISLATIVE DAY NO. 24**

**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 09152020](#) County Council Minutes dated September 15, 2020.

**Attachment(s):** [09152020](#)

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

[CB-070-2020](#)

Draft: 1

**AN ORDINANCE CONCERNING FOOD HALLS** for the purpose of defining Food Halls in the Zoning Ordinance, permitting the use in the I-1 (Light Industrial), I-3 (Planned Industrial/Employment Park), U-L-I (Urban Light Industrial), M-X-T (Mixed Use Transportation-Oriented), M-X-C (Mixed Use Community), and Commercial Zones of Prince George's County under certain circumstances, and providing certain parking, loading, and regulatory requirements for the use.

**Sponsor(s):** Ivey

**Attachment(s):** [B2020070](#)

[CB-070-2020 AIS](#)

*To be presented by Council Member Ivey; referral to C.O.W.*

[CB-071-2020](#)

Draft: 1

**AN ACT CONCERNING HEALTHY CHILDREN'S MEALS AND**

**BEVERAGES** for the purpose of providing legislative intent and findings; defining children's meal at a food service facility; defining a food service facility; defining covered establishments; defining default beverages; defining independent food service facilities; establishing nutrition requirements for children's meals; establishing default beverages for children's meals; providing for certain qualifications, enforcement and penalties as it generally relates to healthy children's meals and beverages.

**Sponsor(s):** Harrison

**Attachment(s):** [B2020071](#)

[CB-071-2020 AIS](#)

*To be presented by Council Member Harrison; referral to C.O.W.*

[CB-072-2020](#)

Draft: 1

**AN ORDINANCE CONCERNING CLASS 3 FILL RECLAMATION** for the purpose of amending the requirements for limited Class 3 fill uses as a method of reclaiming former sand and gravel mining properties for public use in the R-A (Residential-Agricultural) Zone, which are permitted without a special exception.

**Sponsor(s):** Harrison

**Attachment(s):** [B2020072](#)

[CB-072-2020 AIS](#)

*To be presented by Council Member Harrison; referral to C.O.W.*

[CB-073-2020](#)

Draft: 1

**AN ORDINANCE CONCERNING VALIDITY PERIODS FOR DETAILED SITE PLANS AND SPECIFIC DESIGN PLANS** for the purpose of temporarily extending the validity periods of all approved applications for Detailed Site Plans and Specific Design Plans that were in a valid status of January 1, 2020.

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

**Attachment(s):** [B2020073](#)

[CB-073-2020 AIS](#)

*To be presented by Council Members Davis, Glaros, Harrison, Hawkins, Taveras, and Turner; referral to C.O.W.*

[CB-074-2020](#)

Draft: 1

**(SUBDIVISION BILL) - AN ACT CONCERNING VALIDITY PERIODS FOR PRELIMINARY PLANS OF SUBDIVISION** for the purpose of temporarily extending the validity periods of all approved applications for Preliminary Plans of Subdivision that were in a valid status as of January 1, 2020.

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

**Attachment(s):** [B2020074](#)

[CB-074-2020 AIS](#)

*To be presented by Council Members Davis, Glaros, Harrison, Hawkins, Taveras, and Turner; referral to C.O.W.*

[CB-075-2020](#)

Draft: 1

**AN ACT CONCERNING GROCERY STORE REAL PROPERTY TAX CREDIT FOCUS AREA** for the purpose of modifying the definition of a Grocery Store Focus Area and making Healthy Food Priority Areas eligible for the Grocery Store Real Property Tax Credit.

**Sponsor(s):** Franklin

**Attachment(s):** [B2020075](#)

[CB-075-2020 AIS](#)

*To be presented by Council Member Franklin; referral to C.O.W.*

[CB-076-2020](#)

Draft: 1

**AN ACT CONCERNING STORMWATER MANAGEMENT - WASTEWATER PROTECTION AND RESTORATION PROGRAM REVENUE OBLIGATIONS - MARYLAND WATER QUALITY FINANCING ADMINISTRATION LOANS** for the purpose of authorizing and empowering Prince George's County, Maryland (the "County") to borrow money and incur indebtedness in an aggregate principal amount not exceeding One Hundred Million Dollars (\$100,000,000) (the "Loan") under one or more loan agreements (each, a "Loan Agreement") to be executed and delivered by the County and the Maryland Water Quality Financing Administration ("MWQFA") to be evidenced and secured by one or more revenue notes or other obligations (each, a "Note") in an aggregate principal amount equal to the amount of the Loan under the Loan Agreements and to borrow money and incur indebtedness in order to refund or refinance the Loan and the Notes and any other indebtedness authorized hereby in a maximum principal amount not to exceed one hundred fifty percent (150%) of the aggregate principal amount of the indebtedness refunded or refinanced (collectively, the "Obligations"), pursuant to the Maryland Water Quality Financing Administration Act, Sections 9-1601 to 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time (the "Water Quality Act") and Section 10-203(b) of the Local Government Article of the Annotated Code of Maryland, as amended, replaced or recodified from time

to time (collectively, the “Enabling Acts”), for the purpose of financing and refinancing in whole or in part costs of the design, planning, construction, equipping, installation, reconstruction, establishment, expansion, extension, enlargement, demolition, improvement and acquisition of certain capital improvement projects of the County’s Stormwater Management - Watershed Protection and Restoration Program set forth in the capital program and the capital budget of the County adopted by the County pursuant to Council Bill CB-32-2016, passed by the County Council on May 26, 2016, and approved by the County Executive of the County (the “County Executive”) on May 31, 2016, including describing the capital projects to be financed, refinanced and reimbursed in whole or in part from the proceeds of the Loan hereby authorized and the estimated costs thereof; approving the form and authorizing and providing for the execution of the Loan Agreements and the Notes; prescribing or providing for the form and tenor of the Notes and the terms and conditions for the issuance and sale thereof at private sale to MWQFA created pursuant to the Water Quality Act; directing the application of the proceeds of the Loan; providing that the Obligations and the interest and any premium on them shall be limited obligations of the County payable from and secured by certain amounts from time to time on deposit in the Local Watershed Protection and Restoration Fund established pursuant to Section 10-301 of the Prince George’s County Code, as amended, replaced or recodified from time to time, and shall never constitute an indebtedness or charge against the full faith and credit or taxing powers of the County within the meaning of any constitutional or charter provision or statutory limitation; authorizing the private (negotiated) or public sale of the Obligations as determined by the County Executive to be in the best interest of the County and other details with respect to the sale of such Obligations; providing for the preparation and distribution of a preliminary official statement and a final official statement to be used in connection with the sale of the Obligations; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on the Obligations; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the authorization, issuance, sale, delivery and payment of the Obligations and the consummation of the transactions contemplated by this Act.

**Attachment(s):** [B2020076](#)  
[CB-076-2020 AIS](#)

*To be presented by the Council Chair (by request - County Executive);  
referral to C.O.W.*

**(c) Introduction of Resolutions**[CR-092-2020](#)

Draft: 1

**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.

**Attachment(s):** [R2020092](#)

[CR-092-2020 Attachment A](#)

[CR-092-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*

***THIS RESOLUTION REQUIRES A PUBLIC HEARING***

[CR-093-2020](#)

Draft: 1

**A RESOLUTION CONCERNING FISCAL YEAR ("FY") 2021 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT** for the purpose of amending the Prince George's County Fiscal Year ("FY") 2021 Annual Action Plan for Housing and Community Development by adding the Unitec Communities Against Poverty, Inc.'s ("UCAP") Neighborhood Development Program project, an eligible activity not originally funded or described in the FY 2021 Annual Action Plan, and the reallocation and commitment of one hundred and twenty five thousand dollars (\$125,000) in HOME Investment Partnerships ("HOME") Program funds from the FY 2019 Annual Action Plan to support the Neighborhood Development Program project.

**Attachment(s):** [R2020093](#)

[CR-093-2020 Attachment B](#)

[CR-093-2020 Attachment C](#)

[CR-093-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*

***THIS RESOLUTION REQUIRES A PUBLIC HEARING***

[CR-094-2020](#)

Draft: 1

**A RESOLUTION CONCERNING FISCAL YEAR (“FY”) 2021 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT** for the purpose of amending the Prince George’s County Fiscal Year (“FY”) 2021 Annual Action Plan for Housing and Community Development by adding the Woodyard Station Senior Apartments project, an eligible activity not originally funded or described in the FY 2021 Annual Action Plan, and the reprogramming and reallocating of three million dollars (\$3,000,000) in HOME Investment Partnerships (“HOME”) Program funds from the FY 2019 Annual Action Plan to support the Woodyard Station Senior Apartments project.

**Attachment(s):** [R2020094](#)  
[CR-094-2020 Attachment B](#)  
[CR-094-2020 Attachment C](#)  
[CR-094-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*

*THIS RESOLUTION REQUIRES A PUBLIC HEARING*

[CR-095-2020](#)

Draft: 1

**A RESOLUTION CONCERNING PAYMENTS IN LIEU OF TAXES (“PILOT”) AGREEMENT** for Woodyard Station Apartments for the purpose of approving the terms and conditions of a Payments in Lieu of Taxes (“PILOT”) Agreement between Prince George’s County, Maryland (the “County”) and Woodyard Station 9, LLC (the “Owner”).

**Attachment(s):** [R2020095](#)  
[CR-095-2020 Attachment B](#)  
[CR-095-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*



[CR-096-2020](#)

Draft: 1

**A RESOLUTION CONCERNING PAYMENTS IN LIEU OF TAXES****(“PILOT”) AGREEMENT FOR WOODYARD STATION SENIOR****APARTMENTS**

for the purpose of approving the terms and conditions of a Payments in Lieu of Taxes (“PILOT”) Agreement between Prince George’s County, Maryland (the “County”) and Woodyard Station 4, LLC (the “Owner”).

**Attachment(s):** [R2020096](#)

[CR-096-2020 Attachment B](#)

[CR-096-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*

[CR-097-2020](#)

Draft: 1

**A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY****DEVELOPMENT BLOCK GRANT PROGRAM COVID ROUND 2 FUNDING****APPLICATION**

for the purpose of supporting the application submitted by Prince George’s County, through its Department of Housing and Community Development for funding in the amount of two million, six hundred seventy two thousand, seven hundred twenty-five dollars (\$2,672,725.00) from the State of Maryland Community Development Block Grant (“CDBG”) Program COVID Round 2 Funding (“COVID Round 2 Funding”) and authorizing the County Executive to execute certain documents required for the submission of the application.

**Attachment(s):** [R2020097](#)

[CR-097-2020 Attachment](#)

[CR-097-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*

***THIS RESOLUTION REQUIRES A PUBLIC HEARING***

[CR-098-2020](#)

Draft: 1

**A RESOLUTION CONCERNING THE 2018 WATER AND SEWER PLAN (SEPTEMBER 2020 CYCLE OF AMENDMENTS)** for the purpose of changing the water and sewer category designations of properties within the 2018 Water and Sewer Plan.

**Attachment(s):** [R2020098](#)  
[CR-098-2020 Attachments A and B](#)  
[CR-098-2020 AIS](#)

*The Council Chair (by request - County Executive); referral to C.O.W.*

*To be introduced by:*

*THIS RESOLUTION REQUIRES A PUBLIC HEARING*

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

[Consent26-20](#)

MOTION TO ADOPT CONSENT AGENDA

## **3. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

[CR-085-2020](#)

Draft: 1

**A RESOLUTION CONCERNING PUBLIC SAFETY FACILITIES SURCHARGE** for the purpose of approving a partial waiver of the public safety facilities surcharge for all residential units of the mixed-use Atworth Project.

**Sponsor(s):** Turner, Glaros, Taveras, Davis and Dernoga

**Attachment(s):** [R2020085](#)  
[CR-085-2020 AIS](#)  
[CR-085-2020 Report](#)

**Legislative History:**

9/9/20	Sitting as the Committee of the Whole	Favorably recommended to the County Council
9/9/20	County Council	introduced and referred to the Sitting as the Committee of the Whole

**10:30 A.M. - BRIEFING**

[BR 09222020a](#) **BOARD OF ELECTIONS UPDATE**

Alisha Alexander  
Prince George's County Elections Administrator

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

[LTR 09222020](#) A Proposed Joint Signature Letter to Governor Larry Hogan, Jr. regarding the County's position on the funding and operations of the 2020 Presidential General Election to be held on November 3, 2020.  
Draft: 1

**11:30 A.M. - BRIEFING**

[BR 09222020b](#) **STATUS UPDATE - MDOT PURPLE LINE P3 PROJECT**

Kevin Quinn, Administrator, Maryland Transit Administration (MDOT/MTA)  
Matt Pollack, Purple Line Project Director, MDOT/MTA  
Victor Weissberg, Major Projects Manager, Prince George's DPWT  
Courtney Glass, Program Manager, Policy and Legislation, Prince George's DPWT

**RECESS**

**RECONVENE**

**1:30 P.M. - BRIEFING**

[BR 09222020c](#)    **STATUS UPDATE - MDOT I-495 & I-270 MANAGED LANES**

**(MDOT/SHA) I-495 & I-270 P3 Office:**

Lisa B. Choplin, Director

Jeff Folden, Deputy Director

Caryn Brookman, Environmental Manager

Shawn Eum, Strategic Communications & Intergovernmental Affairs Manager

**M-NCPPC:**

Debra Borden, Deputy General Counsel (MNCPPC)

Crystal Hancock, Planner Coordinator, Countywide Planning Division (MNCPPC)

**DPWT:**

Victor Weissberg, Major Projects Manager (DPWT)

Courtney Glass, Program Manager, Policy and Legislation (DPWT)

**ADJOURN**

REMINDERS  
(ALL VIRTUAL MEETINGS)

Thurs., Sept. 24, 2020

10:00 a.m. - Committee of the Whole

1:00 p.m. - Committee of the Whole (continued)

Fri., Sept. 25, 2020

10:30 a.m. - Housing Opportunities for All Workgroup