

Prince George's County Council

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

Meeting Minutes - Draft County Council

Calvin S. Hawkins, II, Chair, At-Large
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
Jolene Ivey, District 5
Rodney C. Streeter, District 7
Deni L. Taveras, Vice Chair, District 2
Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, July 6, 2021

10:00 AM

VIRTUAL MEETING

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

The meeting was called to order by Chair Calvin S. Hawkins, II at 10:10 a.m. with eleven members present.

Present:

11 - Chair Calvin S. Hawkins

Council Member Monique Anderson-Walker

Council Member Derrick Davis

Council Member Thomas Dernoga

Council Member Mel Franklin

Council Member Dannielle Glaros

Council Member Sydney Harrison

Council Member Jolene Ivey

Council Member Rodney Streeter

Council Member Deni Taveras

Council Member Todd Turner

Also present:

Robert J. Williams, Jr., Council Administrator

William M. Hunt, Deputy Council Administrator Colette Gresham, Associate Council Administrator Donna J. Brown, Clerk of the Council Theresa D. Myers, Legislative Assistant Leonard D. Moses, Zoning Assistant Terry L. Bell, Council Liaison Miriam Brewer, Appointments Liaison Amanda Denison, Associate County Attorney Sakinda Skinner, Associate County Attorney J. Kenneth Battle, TIEE Committee Director Kathy Canning, Legislative Officer Dinora Hernandez, Legislative Officer Jackie Brown, PHED Committee Director Karen Zavakos, Legislative & Zoning Counsel Sandra Eubanks, EWD Committee Director Leroy Maddox, Jr., Legislative Officer Howard Stone, GOFP Committee Director Nathaniel Tutt, III, HHSPS Committee Director Donna Whitman, Legislative Officer Monica Best James, Legislative Officer Josh Hamlin, A&I James Walker-Bey, Zoning Reference Aide

INVOCATION:

The Invocation was provided by Reverend Rochelle Andrews, Minister of Community Engagement, University United Methodist Church, College Park, Maryland.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Thomas E. Dernoga.

LEGISLATIVE DAY NO. 22

1. PUBLIC HEARING: - (VIRTUAL MEETING)

APPT-8-21

Appointment if the following individual as Police Chief for Prince George's County:

Mr. Kosg Malik Abdul Al' Aziz

Attachment(s): APPT-8-21 Report

Convened at 10:18 a.m. Miriam Brewer, Appointments Liaison, Office of the County Executive introduced County Executive Angela D. Alsobrooks. County Executive Alsobrooks introduced the nominee and spoke to his credentials and qualifications. Mr. Charles Cato, Former Police Chief, Mesquite Texas and Retired Captain Sonia Pruitt signed up to speak in support. Acting Chief Aziz was present and spoke on his own behalf. Concluded at 10:50 a.m.

A motion was made by Council Member Taveras, seconded by Council Member Streeter, that this Appointment be confirmed. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

2. CONSENT AGENDA

(a) Approval of County Council Minutes

MIN 06222021 County Council Minutes dated June 22, 2021.

Attachment(s): 06222021

These Minutes were approved.

MIN 06292021 County Council Minutes dated June 29, 2021.

Attachment(s): 06292021

These Minutes were approved.

(b) First Reading of Bills (Presentation)

CB-050-2021

Draft 1

<u>AN ORDINANCE CONCERNING R-E ZONE</u> for the purpose of amending the residential table of uses to permit development of a mix of residential and commercial/retail uses in the R-E (Residential Estate) Zone of Prince George's County, under certain circumstances.

Sponsor(s): Davis

<u>Attachment(s)</u>: B2021050

CB-050-2021 AIS

This Council Bill was presented by Council Member Davis and referred to the Sitting as the Committee of the Whole.

CB-051-2021

Draft 1

<u>AN ORDINANCE CONCERNING M-X-T AND R-55 ZONES</u> for the purpose of permitting certain Warehouse and Distribution uses in the M-X-T (Mixed Use -Transportation-Oriented) Zone of Prince George's County, and permitting Townhouse uses in the R-55 (One-Family Detached Residential) Zone, under certain circumstances.

Sponsor(s): Davis

Attachment(s): B2021051

CB-051-2021 AIS

This Council Bill was presented by Council Member Davis and referred to the Sitting as the Committee of the Whole.

CB-052-2021

Draft 1

AN ACT CONCERNING AN INTERPROJECT TRANSFER OF
APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2020 CAPITAL

BUDGET for the purpose of transferring appropriations to the C. Elizabeth Rieg, Stephen Decatur MS, Fairmont Heights HS, Major Repairs projects; decreasing appropriations to the Kitchen and Food Service and Planning & Design projects; and amending the Approved Fiscal Year 2021 - 2026 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

Attachment(s): B2021052

Attachment A - Kitchen And Food Services

Attachment B - Planning and Design

Attachment C - C. Elizabeth Rieg ES Replacement

Attachment D - Stephen Decatur MS

Attachment E - Fairmont Heights High School

Attachment F - Major Repairs Lifecycle Replacements

CB-052-2021 AIS

This Council Bill was presented by the Chair by request of the County Executive and referred to the Sitting as the Committee of the Whole.

(c) Introduction of Resolutions

CR-077-2021

Draft 1

A RESOLUTION CONCERNING PRINCE GEORGE'S COUNTY, MARYLAND'S TWELTH CONTINUED DECLARATION OF

EMERGENCY-CORONAVIRUS ("COVID-19") for the purpose of continuing the emergency declarations most recently adopted by the governing body on May 11, 2021, CR-48-2021, and as may be further amended.

Sponsor(s): Hawkins, Davis, Turner, Taveras, Streeter, Dernoga, Ivey and Glaros

Attachment(s): R2012077

CR-077-2021 AIS CR-077-2021 Report

This legislation will authorize the continuation of the County's emergency declaration caused by COVID-19. State law requires consent of the County Council to continue the declaration. The Chair announced that the Committee of the Whole Worksession would be later this date.

This Resolution was introduced by Council Members Hawkins, Davis, Turner, Taveras, Streeter, Dernoga, Ivey and Glaros and referred to the Sitting as the Committee of the Whole.

CR-078-2021

Draft 1

A RESOLUTION CONCERNING APPROVAL OF A CERTAIN REFUNDING PLAN OF THE WASHINGTON SUBURBAN SANITARY

<u>COMMISSION</u> for the Issuance of Refunding Bonds For the purpose of approving the Refunding Plan of the Washington Suburban Sanitary Commission for the refunding of certain bonds of Washington Suburban Sanitary District through the issuance of General Construction Refunding Bonds, Water Supply Refunding Bonds, and Sewage Disposal Refunding Bonds of Washington Suburban Sanitary District.

Attachment(s): R2021078

<u>CR-078-2021 Exhibit A</u> CR-078-2021 AIS

This resolution approves a Refunding Plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds of the Washington Suburban Sanitary District. Under the provision of the Public Utilities Article of the Annotated Code of Maryland and particularly, Section 22-114 thereof, the Commission is authorized to issue the Refunding Bonds to refund the Refunded Bonds to effect savings in debt service costs, directly or through any debt restructuring and only upon a finding by the Commission that such refunding will result in total savings in debt service costs.

This Resolution was introduced by Council Members Hawkins, Davis, Streeter, Glaros, Turner, Taveras, Dernoga, Harrison, Ivey and Anderson-Walker and referred to the Sitting as the Committee of the Whole.

3. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

NO ITEMS WERE CONSIDERED

Consent25-21 MOTION TO ADOPT CONSENT AGENDA

A motion was made by Council Member Streeter, seconded by Council Member Taveras, that this Consent Agenda be adopted. The motion carried by the following vote:

Aye 11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

4. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

LTR 07062021

Draft 1

Proposed letter to the Honorable Angela D. Alsobrooks, County Executive, regarding the FY 2022-2024 Local Impact Grant (LIG) Multiyear Spending Plan.

Attachment(s): Local Impact Grant Letter 2021

FY 22 LIG Spending Plan Memo to Council

Nathaniel K. Tutt, Director of the Health, Human Services and Public Safety Committee (HHSPS), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Turner, seconded by Council Member Streeter, that this Agenda Letter be authorized for Chair's signature. The motion carried by the following vote:

Ave

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

5. SECOND READING OF BILLS – (INTRODUCTION)

<u>CB-036-2021</u>

Draft 1

AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE

<u>GEORGE'S COUNTY</u> for the purpose of amending a certain class of work to correct the grade and to add classes of work to certain salary schedules.

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

Attachment(s): B2021036

<u>CB-036-2021 AIS</u> <u>CB-036-2021 Report</u>

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

This Bill is being submitted pursuant to Section 903 of Article IX of the Charter and Section 16-125 (a) of Subtitle 16 of the County Code. As enacted by CB-31-2020, the Public Safety Audio and Video Records Technician class of work was added to salary schedules "G", "H", "P" and "Z". It was recently discovered that there was an error made that established the class at grade 23 instead of grade 21. This legislation would correct the error to the impacted schedules, add the class of work to the "Q"

salary schedule at grade 21; as well as add a Public Safety Emergency Call Taker III class of work to the "Z" salary schedule at grade 20. The fiscal impact will be provided by the Office of Management and Budget.

This Council Bill was introduced by Council Members Hawkins, Turner, Glaros, Streeter, Davis, Dernoga, Ivey, Anderson-Walker, Franklin and Taveras.

CB-039-2021

Draft 1

<u>AN ORDINANCE CONCERNING BEDROOM PERCENTAGES</u> for the purpose of clarifying the legislative intent of the Council to repeal the development regulations in the Zoning Ordinance related to bedroom percentages.

Sponsor(s): Davis

<u>Attachment(s)</u>: <u>B2021039</u>

CB-039-2021 AIS CB-039-2021 Report

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the Committee of the Whole.

This bill will further clarify the intention of the County Council in eliminating bedroom percentage prescriptions in the Residential Zones of the County. It is corrective legislation to CB-29-2020 enacted by the Council in the 2020 Legislative Year.

This Council Bill was introduced by Council Members Davis, Turner, Glaros, Streeter, Taveras, Franklin and Anderson-Walker.

CB-040-2021

Draft 1

AN ORDINANCE CONCERNING R-80 ZONE for the purpose of amending the local land use and development requirements for Health Campus uses in the R-80 (One-Family Detached Residential) Zone of Prince George's County, subject to certain specified requirements.

Sponsor(s): Glaros

Attachment(s): B2021040

<u>CB-040-2021 AIS</u> <u>CB-040-2021 Report</u>

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the Committee of the Whole.

This bill will amend the local land use and development requirements for Health Campus uses in the R-80 (One-Family Detached Residential) Zone of

Prince George's County, subject to certain specified requirements.

This Council Bill was introduced by Council Members Glaros, Hawkins, Streeter, Davis, Harrison and Turner.

CB-041-2021

Draft 1

AN ORDINANCE CONCERNING MEDICAL CANNABIS DISPENSARIES for

the purpose of altering the additional requirements related to Medical Cannabis uses in the M-U-I, M-X-T, C-O and C-S-C Zones.

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

Attachment(s): B2020041

<u>CB-041-2021 AIS</u> <u>CB-041-2021 Report</u>

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the Committee of the Whole.

This bill will alter the additional requirements related to Medical Cannabis uses in the M-U-I, M-X-T, O-S, C-O, C-S-C Zones.

This Council Bill was introduced by Council Members Taveras, Hawkins, Davis, Glaros, Harrison, Turner, Ivey and Franklin.

RECESS

THE MEETING RECESSED AT 11:13 A.M.

A motion was made by Council Member Davis, seconded by Council Member Turner, to recess the meeting. The motion carried unanimously.

Aye 11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

COMMITTEE OF THE WHOLE - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

RECONVENE

THE MEETING RECONVENED AT 12:38 P.M.

6. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

CR-064-2021

Draft 2

A RESOLUTION CONCERNING SUPPLEMENTARY APPROPRIATION OF FEDERAL, STATE AND OTHER FUNDS for the purpose of appropriating funding from grants in the amount of \$94,261,781 for the Office of State's Attorney, Department of Corrections, Circuit Court, Police Department, Office of the Sheriff, Fire Department, Department of Housing and Community Development, Department of Family Services, Department of Public Works and Transportation, Health Department, Non-Departmental and Department of Social Services.

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

R2021064 Attachment(s):

> CR-064-2021 AIS CR-064-2021 Report

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Streeter, seconded by Council Member Turner, that Draft 2 of this Resolution be substituted in lieu of **Draft 1. The motion carried by the following vote:**

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Aye Glaros, Harrison, Ivey, Streeter, Taveras and Turner

A motion was made by Council Member Streeter, seconded by Council Member Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye 11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

CR-065-2021

Draft 1

A RESOLUTION CONCERNING SCHOOL FACILITIES SURCHARGE for

the purpose of adjusting the school facilities surcharge for Fiscal Year 2022, beginning July 1, 2021, as required by State law.

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

Attachment(s): R2021065

<u>CR-065-2021 AIS</u> <u>CR-065-2021 Report</u>

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Streeter, seconded by Council Member Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

<u>CR-066-2021</u>

Draft 1

<u>A RESOLUTION CONCERNING PUBLIC SAFETY SURCHARGE</u> for the purpose of adjusting the public safety surcharge for Fiscal Year 2022, beginning July 1, 2021, as required by State law.

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

Attachment(s): R2021066

CR-066-2021 AIS CR-066-2021 Report

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Streeter, seconded by Council Member Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye 10 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin,

Glaros, Ivey, Streeter, Taveras and Turner

Absent Harrison

CR-067-2021

Draft 2

A RESOLUTION CONCERNING SUPPLEMENTARY APPROPRIATION
OF FEDERAL, STATE AND OTHER FUNDS for the purpose of appropriating

funding from grants in the amount of \$176,626,110 for Non-Departmental.

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

Anderson-Walker, Franklin, Dernoga and Taveras

Attachment(s): R2021067

CR-067-2021 Attachment A

<u>CR-067-2021 AIS</u> <u>CR-067-2021 Report</u>

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Taveras, seconded by Council Member Streeter, that Draft 2 of this Resolution be substituted in lieu of Draft 1. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

A motion was made by Council Member Davis, seconded by Council Member Streeter, that this Resolution be adopted. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

CR-068-2021 Draft 1 A RESOLUTION CONCERNING MILITARY LEAVE for the purpose of amending the Salary Plan of the County to reflect the continuation of certain military leave benefits and the eligibility requirements for certain military leave benefits.

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

Attachment(s): R2021068

<u>CR-068-2021 AIS</u> <u>CR-068-2021 Report</u>

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Streeter, seconded by Council Member Ivey, that this Resolution be adopted. The motion carried by

the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

CR-069-2021

Draft 1

A RESOLUTION CONCERNING EXTENSION OF TEMPORARY

RESTAURANT OUTDOOR SEATING AUTHORIZATION for the purpose of extending the temporary suspension of certain restrictions on outdoor seating arising under Subtitle 27 of the Prince George's County Code, being also the Prince George's County Zoning Ordinance, and providing for the extension of temporary expedited administrative process to authorize outdoor dining to otherwise lawful eating and drinking establishment uses on adjacent exterior space or shared exterior space, under certain circumstance to further economic recovery.

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

Attachment(s): R2021069

<u>CR-069-2021 AIS</u> <u>CR-069-2021 Report</u>

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Taveras, seconded by Council Member Streeter, that Draft 2 of this Resolution be substituted in lieu of Draft 1. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

A motion was made by Council Member Ivey, seconded by Council Member Streeter, that this Resolution be adopted. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

CR-077-2021

Draft 1

A RESOLUTION CONCERNING PRINCE GEORGE'S COUNTY, MARYLAND'S TWELTH CONTINUED DECLARATION OF

EMERGENCY-CORONAVIRUS ("COVID-19") for the purpose of continuing the emergency declarations most recently adopted by the governing body on May 11, 2021, CR-48-2021, and as may be further amended.

Sponsor(s): Hawkins, Davis, Turner, Taveras, Streeter, Dernoga, Ivey and Glaros

<u>Attachment(s)</u>: R2012077

<u>CR-077-2021 AIS</u> <u>CR-077-2021 Report</u>

Colette R. Gresham, Associate Council Administrator, provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Harrison, seconded by Council Member Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye 11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

MOTION FOR EXECUTIVE SESSION

EX 07062021

Motion to convene in executive session pursuant to Section 3-305(b)(1), (4), (7) and (8) General Provisions Article, Annotated Code of Maryland, in order to discuss Legislative branch personnel matters, appointments; to consider a matter related to a proposal for a business to locate, expand, or remain in the State, specifically, to discuss the Wayne K. Curry Administration Building; and to consult with counsel to seek legal advice and to discuss pending or potential litigation.

The following statement was read into the record: "Motion to convene in Executive Session pursuant to Section 3-305(b)(1), (4), (7), and (8), General Provisions Article, Annotated Code of Maryland, in order to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of an appointee, employee, or official over whom it has jurisdiction, specifically, Legislative Branch Personnel matters and the appointments to the Revenue Authority and the Property Tax Assessment Appeals Board; to consider a matter related to a proposal for a business to locate, expand, or remain in the State, specifically, to discuss the status of the Wayne K. Curry Administration Building; and in order to discuss and consider pending or potential litigation and to consult with counsel to seek legal advice, specifically to be briefed by counsel as to and to discuss status of cases in the Circuit Court for Prince George's County, Maryland, and the Court of Special Appeals, to maintain confidentiality regarding the current status of ongoing litigation and as to the Council's position on pending litigation."

Chair Calvin S. Hawkins, II noted this Executive Session will be held on Thursday, July 8, 2021.

A motion was made by Council Member Davis, seconded by Council Member Streeter, to convene into Executive Session. The motion carried by the following vote:

Aye

11 - Hawkins, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter, Taveras and Turner

ADJOURN

THE MEETING ADJOURNED AT 1:13 P.M.

A motion was made by Council Member Taveras, seconded by Council Member Turner, that the meeting be adjourned. The motion carried unanimously.

DISTRICT COUNCIL ITEMS - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

2:00 P.M. - COUNTY COUNCIL SITTING AS THE BOARD OF HEALTH - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

Theresa D. Myers, Legislative Assistan
Submitted by:
Donna J. Brown, Clerk of the Council

Prepared by: