

# ***AGENDA MINUTES***

**Tuesday, November 28, 2006**

**Business Meeting**

**(Legislative Day No. 35 to be declared)**

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

### **AGENDA BRIEFING – (ROOM 2027) - BRIEFING HELD**

**CALL TO ORDER** – *Chairman Dernoga called to order at 10:43 a.m. with the following Council Members present:*

*Marilynn M. Bland*

*Will Campos*

*Samuel H. Dean*

*Thomas E. Dernoga*

*Camille A. Exum*

*David C. Harrington*

*Thomas R. Hendershot*

*Tony Knotts* (arrived at 10:55 a.m.)

*Douglas J. J. Peters* (arrived at 11:15 a.m.)

#### *Others Present:*

*Craig Price, Council Administrator*

*Robert Williams, Jr., Deputy Council Administrator*

*Ralph Grutzmacher, Legislative Officer*

*Carman Jackson-Brown, Legislative Officer*

*Colette Gresham, Legislative Officer*

*Karen Zavakos, Legislative Officer*

*Hawi Sanu, THE Committee Director*

*Frank Porter, PSFM Committee Director*

*Kathy Canning, Associate County Attorney*

*Russell King, Associate County Attorney*

*Larry Cain, Audits & Investigation*

*Bill Hunt, Audits & Investigation*

*Tracy Benjamin*

*Adrian Howell, County Council Liaison, Office of the County Executive*

**INVOCATION:** - *The invocation was led by Rev. Robert Williams, Jr., County Employee. Council Member Exum requested special prayers for the family of Judge Johnson in his passing and Council Member Bland for the Youth Commission.*

**PLEDGE OF ALLEGIANCE** - *The pledge of allegiance was led by Council Member Hendershot.*

**DESIGNATION OF NOVEMBER 28, 2006 AS LEGISLATIVE DAY NO. 35**

*Chairman Dernoga designated November 28, 2006 as Legislative Day number 35.*

**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.

- (a) Approval of County Council minutes dated November 23, 30, 2004; January 11, 13, 18, 25, 2005; February 1, 15, 22, 2005, March 1, 3, 2005; May 13, 2004 and May 11, 2006.

- **APPROVED**

*Council Member Exum moved adoption of the Consent Agenda; seconded by Council Member Harrington. The motion carried by voice vote. (Absent: Council Members Knotts and Peters).*

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

*No items were removed*

**3. PUBLIC HEARINGS:**

- **Appointment of the following individuals to the Youth Commission for Prince George's County: - PUBLIC HEARINGS HELD; ALL CONFIRMED AND SWORN-IN**

*Pursuant to proper notice, the public hearing convened on the appointment of the following individuals to the Youth Commission for Prince George's County. Each Member introduced themselves and stated the name of their school. Council Member Bland moved confirmation of all individuals; seconded by Council Member Hendershot. The motion carried 8-0. (Absent: Council Member Peters). Rosalyn E. Pugh, Clerk of the Circuit Court for Prince George's County, conducted the swearing-in ceremony for the Members of the Youth Commission. County Executive Jack Johnson and Judge William Missouri congratulated the Members of the Youth Commission.*

Phillip Mark Denton - Bishop McNamara High School  
Marsainah Ferrell - Bladensburg High School  
Manuel Nunez - Bowie High School  
Selena Haggins - Central High School  
Cameron Alvin Gachett - Charles Herbert Flowers High School  
Jada Prince - Croom High School  
Shalita Marie Robinson - Crossland High School  
Rachel Reese - DuVal High School  
Amber Grey - Eleanor Roosevelt High  
Simone Alcorn - Elizabeth Seton High  
Dometries Cobb - Fairmount Heights High School  
Justin T. Barlow - Forestville Military Academy  
Amanda Higgs - Frederick Douglas High School

Tamisha Hawkins - Friendly High School  
Ashley N. Robertson - Gwynn Park High School  
Shanita Williams - Dr. Henry A. Wise Jr. High  
Korpo Cooper - High Point High School  
Amanda Naomi Lopez - High Road Academy  
Meghan S.L. Stevenson - Jericho Christian Academy  
Arun Puracken - Largo High School  
Robert Matthew Tolver - Florence Bertell Academy of Prince George's County  
Brandon D. White - High Road School of Prince George's County  
Sernika Catholic - Laurel High School  
Chad Christian - National Christian Academy  
Ariel Alexander - New Hope Academy  
Paola Flores - Northwestern High School  
Haywood L. Perry III - Oxon Hill High School  
ShaDawn Ferguson - Parkdale High School  
Dashea Williams - Potomac High School  
Sydney M. Gibson - Queen Anne School  
Ian Spears - Riverdale Baptist School  
Greg Schlichter - St. Vincent Pallotti High School  
Nadia Sasso - Suitland High School  
John C. Scott - Surratsville High School  
Nathaniel A. Flowers, Jr. - Tall Oaks Vocational High School

**POINT OF PERSONAL PRIVILEGE:** - *Council Member Hendershot provided remarks on his political career, on this, his last day as a Member of the Prince George's County Council.*

- **Appointment of the following individual as Director of the Office of Management and Budget for Prince George's County: - PUBLIC HEARING HELD; CONFIRMED**

**Mr. Jonathan R. Seeman**

Pursuant to proper notice, the public hearing convened on the appointment of Mr. Jonathan R. Seeman as Director of the Office of Management and Budget for Prince George's County. County Executive, Jack Johnson, introduced Mr. Seeman to the Council and spoke of his qualifications. Mr. Seeman spoke on his own behalf. Council Member Campos moved confirmation of Mr. Jonathan R. Seeman as Director of the Office of Management and Budget; seconded by Council Member Exum. The motion carried 7-1. (Opposed: Council Member Knotts; Absent: Council Member Harrington).

**POINT OF PERSONAL PRIVILEGE:**

*Council Member Harrington was unavailable for the vote on the appointment of Mr. Jonathan Seeman to Director of the Office of Management and Budget, however, he wanted the record to reflect his support of the nomination and subsequent confirmation.*

4. **PUBLIC HEARINGS/RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

**CR-81-2006 - A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN LOCUST HILL PROPERTY** for the purpose of changing the water and sewer category designation of property within the 2001 Water and Sewer Plan. – **PUBLIC HEARING HELD; RULES SUSPENDED; ADOPTED**

*Pursuant to proper notice, the public hearing convened on Council Resolution 81. Mr. John McDonough spoke on Council Resolution 81. All persons wishing to speak having done so, the public hearing was declared held. Council Member Dean moved to suspend the Council Rules of Procedure and allow for the immediate adoption of Council Resolution 81; seconded by Council Member Peters. The motion carried by voice vote. (Absent: Council Member Knotts). Council Member Dean moved adoption of Council Resolution 81; seconded by Council Member Bland. The motion carried 8-0. (Absent: Council Member Knotts).*

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

**CB-69-2006 (DR-2) - AN ACT CONCERNING THE ISSUANCE AND SALE OF SPECIAL OBLIGATION BONDS** for the purpose of providing that one or more series of special obligation bonds may be issued from time to time under the provisions of this Act, Article 41, Sections 14-201 through 14-214 of the Annotated Code of Maryland, as amended (2003 Replacement Volume and 2005 Supplement) (the “Tax Increment Act”), and pursuant to Section 10-269 of the Prince George’s County Code, as amended (2003 Edition, 2004 Supplement) and Section 9-1301 of Article 24 of the Annotated Code of Maryland, as amended (2005 Replacement Volume) (collectively, the “Special Taxing District Act”) and Resolution CR-65-2006 of the County Council of Prince George’s County, Maryland (the “Formation Resolution”), and a portion of the County property taxes, not to exceed three hundred million dollars (\$300,000,000) [reflecting gross debt service payments less earnings on debt service and construction funds], representing the levy on the tax increment that would normally be paid to the County shall be paid into a special fund to be applied in accordance with the provisions the Tax Increment Act (hereinafter referred to as the “County Contribution”) to secure the issuance of, an amount not to exceed the aggregate principal amount of One Hundred Sixty Million Dollars (\$160,000,000) or the amount required to finance the construction by Greenbelt MetroPark LLC which is owned by GB Development Company, Inc. and Metroland Developers, LLC, which will be owned by Greenbelt Ventures, LLC and/or their respective successors and /or assigns (hereinafter collectively referred to as the “Developers”) of the parking improvements to be exchanged with WMATA for a future mixed use development site and vertical improvements as more particularly described Exhibit A hereto (the “Project) with an agreement prior to the sale of any Bonds to be in the form of a Memorandum of Understanding (“MOU”) between the Developers and the County Executive in which the County Executive and Developers reconfirm and determine that (1) the Project was not feasible unless the total amount of County Contribution agreed upon by the County Executive and the Developers was a financing source for the Project, (2) the total amount of the County Contribution was required to preserve an internal rate of return to the Developers in an amount determined to be reasonable by the County Executive based on industry standards for comparable projects—such internal rate of return determination to be based on projected cash flows, represented to be accurate by Developers based upon the best information available to developers at the time of issuance of the Bonds and calculated in the manner set forth in Appendix A hereto, which is being provided for illustration purposes only, and (3) which provides a mechanism for the County to be paid all revenues from the Development (as described below) in excess of Developers’ internal rate of return as calculated in the manner set forth in Appendix A hereto, which is being provided for illustration purposes only, (“Developers’ IRR”, which means the interest rate that makes net present value of all cash flow equal

zero); making a provision for use of Special Tax Revenues after the Special Tax Bonds have been retired but in no event shall the amounts of Special Tax Revenues exceed the amounts that would have been paid had the Bonds been retired under the Bonds' amortization schedule; making findings and determinations concerning the public benefit and purpose of such special obligation bonds; providing that such special obligation bonds authorized to be issued hereby shall be payable, from the amounts levied and deposited in the Tax Increment Fund (as defined in the Formation Resolution) and any other tax revenues deposited therein as more fully set forth herein and that the special obligation bonds shall not constitute a general obligation debt of the County or a pledge of the County's full faith and credit or taxing power other than the taxes representing the levy on the Tax Increment (as defined in the Formation Resolution) and redeemed from Project revenues accruing after receipt by Developers of the Developers' IRR as determined in the MOU and the MBE utilization goals have been met; authorizing the County Executive of the County to specify, prescribe, determine, provide for and approve certain details, forms, documents or procedures in connection with such special obligation bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, sale and payment of such special obligation bonds and make certain commitments on behalf of the County in connection with the issuance, sale and delivery of such special obligation bonds; authorizing the execution and delivery of such special obligation bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance, sale and delivery of such special obligation bonds; and generally providing for, and determining various matters in connection with, the issuance, sale, delivery and payment of such special obligation bonds. -

**PUBLIC HEARING HELD; DR-3 SUBSTITUTED; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 69(DR-2). Joel Faleao, Norman Rivera, Daniel Colton and Marva Jo Camp spoke on Council Bill 69(DR-2). All persons wishing to speak having done so, the public hearing was declared held. Bill Hunt, Audit and Investigation, spoke to changes in a proposed Draft 3 and responded to questions. Council Member Harrington stated his concerns on TIF and to the timetable mentioned in this legislation. Council Member Hendershot stated his concerns with WMATA and past experiences with this project. Council Member Dean stated his concerns with the MBE applications and Council Member Dernoga spoke to the change in policy. Council Member Hendershot moved to substitute Draft 3 in lieu of Draft 2; seconded by Council Member Campos. The motion carried by voice vote. Council Member Hendershot moved enactment of Council Bill 69(DR-3); seconded by Council Member Knotts. The motion carried 9-0.*

**CB-85-2006 – AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY** for the purpose of amending the Classification Plan which, pursuant to CB-44-2006, eliminated and added certain classes of work in accordance with the Public Employee Relations Board (PERB) Representation Amendment of Certification, and established a new Y Salary Schedule. This act amends the Classification Plan by correcting the class code for two classes of employees. – **PUBLIC HEARING HELD; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 85. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved enactment of Council Bill 85; seconded by Council Member Knotts. The motion carried 9-0.*

**CB-86-2006 - AN ACT CONCERNING PROPERTY TAX CREDIT – NONPROFIT SWIM CLUBS** for the purpose of granting a tax credit against property taxes imposed on nonprofit swim clubs that use their facilities exclusively to provide a recreational outlet for a local community. – **PUBLIC HEARING HELD; RULES SUSPENDED; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 86. Marva Mackie, Jacques Chevalier, Edward Brady, Mary Ison and Lois Bennett spoke on Council Bill 86. All persons wishing to speak having done so, the public hearing was declared held. Council Member Harrington moved to suspend the Council Rules of Procedure to allow for the immediate enactment of Council Bill 86; seconded by Council Member Hendershot. The motion carried by voice vote. Council Member Peters moved enactment of Council Bill 86; seconded by Council Member Hendershot. The motion carried 8-1. (Opposed: Council Member Dean).*

**CB-87-2006 – 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 (“County”) and the Deputy sheriff’s Association of Prince George’s County, Inc. (“DSA”), covering July 1, 2005 through June 30, 2007, by amending Salary Schedule W for the position of Deputy Sheriff Private (W21). – **PUBLIC HEARING HELD; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 87. No persons wishing to speak, the public hearing was declared held. Council Member Harrington moved enactment of Council Bill 87; seconded by Council Member Peters. The motion carried 7-0. (Absent: Council Members Exum and Hendershot).*

**CB-88-2006 – AN ACT CONCERNING SENIOR ASSISTANCE PROGRAM** for the purpose of establishing a Senior Assistance Program to assist senior citizens of the County who are the head of household and County residents and who are in need of financial assistance, and generally relating to administration of the Senior Assistance Program. – **PUBLIC HEARING HELD; MOTION TO ENACT FAILED**

*Pursuant to proper notice, the public hearing convened on Council Bill 88. No persons wishing to speak, the public hearing was declared held. Council Member Campos moved favorable with amendments; seconded by Council Member Bland. The motion failed 2-3. (Opposed: Council Members Dernoga, Dean and Knotts). (Absent: Council Members Exum, Harrington, Hendershot and Peters).*

6. **RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

**CR-65-2006 (DR-2) – A RESOLUTION CONCERNING GREENBELT STATION SPECIAL TAXING DISTRICT AND GREENBELT STATION DEVELOPMENT DISTRICT FOR THE CREATION OF RETAIL, COMMERCIAL AND RESIDENTIAL AREA** for the purpose of designating a contiguous area within Prince George’s County, Maryland (the “County”) as a “development district” as that term is used in Sections 14-201 through 14-214, inclusive of Article 41 of the Annotated Code of Maryland, as amended (2003 Replacement Volume, 2005 Supplement) (the “Tax

Increment Act"), as well as for the purpose of designating a contiguous area within the County that would be coincident with the development district as a "special taxing district" as that term is used in Section 10-269 of the Prince George's County Code, as amended (2003 Edition, 2005 Supplement) and as that term is used in Section 9-1301 of Article 24 of the Annotated Code of Maryland, as amended (2005 Replacement Volume) (collectively, the "Special Taxing District Act") such development district and special taxing district to be located in the City of Greenbelt, Maryland and in an unincorporated area of the County known as Branchville, Maryland, adjacent to the Capital Beltway as shown on CSP 01008 and to be known as the "Greenbelt Station Special Taxing District" and the "Greenbelt Station Development District"; providing for, and determining, various matters in connection with the establishment of a development district and a special taxing district, creating a tax increment fund with respect to the development district and a special fund with respect to the special taxing district, allocating certain property taxes with respect to the development district to be paid over to the tax increment fund as provided in the Tax Increment Act; providing for the levy of a special tax and the allocation of the special tax with respect to the special taxing district to be paid over to the special fund as provided in the Special Taxing District Act; making certain findings and determinations with respect to the tax increment fund and the special fund and the respective uses of such funds; providing that special obligation bonds may be issued from time to time pursuant to an ordinance or ordinances enacted in accordance with the Tax Increment Act and the Special Taxing District Act and secured by the tax increment fund and the special fund; and generally relating to the Greenbelt Special Taxing District. – **DR-2 SUBSTITUTED; ADOPTED**

*Council Resolution 65 concerns the creation of the Greenbelt Station Special Taxing District and the Greenbelt Station Development District to create a tax increment fund and special fund to finance the construction of parking and other infrastructure facilities associated with the Greenbelt Station project. Council Member Exum moved to substitute Draft 2 in lieu of Draft 1 of Council Resolution 65; seconded by Council Member Hendershot. The motion carried by voice vote. Council Member Exum moved adoption of Council Resolution 65(DR-2); seconded by Council Member Hendershot. The motion carried 8-0. (Absent: Council Member Peters). Council Resolution 65 was introduced by Council Members Dernoga, Hendershot and Peters.*

**CR-84-2006 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, SALARY SCHEDULE W, SCHEDULE OF PAY GRADES DEPUTY SHERIFF'S ASSOCIATION OF PRINCE GEORGE'S COUNTY, INC.**

for the purpose of amending Salary Schedule W for the position of Deputy Sheriff Private to reflect the terms of the collective bargaining agreement by and between Prince George's County, Maryland ("County") and the Deputy Sheriff's Association of Prince George's County, Inc. ("DSA").

- **ADOPTED**

*Frank Porter, Committee Director for Public Safety and Fiscal Management (PSFM), provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) for the Council. Council Member Dean moved adoption of Council Resolution 84; seconded by Council Member Exum. The motion carried 8-0. (Absent: Council Member Peters). Council Resolution 84 was introduced by Council Members Bland, Harrington, Exum, Dernoga, Dean, Knotts and Peters.*

**CR-85-2006 – A RESOLUTION CONCERNING CONSOLIDATION OF MUNICIPAL BONDS FOR SALE** for the purpose of authorizing that bonds authorized to be sold by separate acts of authorizing legislation be consolidated for sale and issued, sold and delivered as one or more single issues of bonds. - **ADOPTED**

*Frank Porter, Committee Director for Public Safety and Fiscal Management (PSFM), provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) for the Council. Council Member Exum moved adoption of Council Resolution 85; seconded by Council Member Hendershot. The motion carried 7-0. (Absent: Council Members Knotts and Peters). Council Resolution 85 was introduced by Council Members Dernoga and Peters.*

7. **INTRODUCTION AND ADOPTION OF RESOLUTIONS -- CR-90-2006 ADDED (SEE PAGE 9)**

**CR-86-2006 - A RESOLUTION CONCERNING SPENDING AFFORDABILITY LIMITS FOR THE WASHINGTON SUBURBAN SANITARY COMMISSION** for the purpose of establishing spending control limits on the Fiscal Year 2008 Water and Sewer Operating and Capital Budgets of the Washington Suburban Sanitary Commission (WSSC). - **INTRODUCED; RULES SUSPENDED; ADOPTED**

*Council Resolution 86 establishes spending control limits on the Fiscal Year 2008 Water and Sewer Operating and Capital Budgets of the Washington Suburban Sanitary Commission (WSSC). Council Resolution 86 was introduced by Council Members Dernoga and Harrington. Council Member Exum moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 86; seconded by Council Member Harrington. The motion carried by voice vote. Council Member Harrington moved adoption of Council Resolution 86; seconded by Council Member Dean. The motion carried 6-0. (Absent: Council Members Campos, Hendershot and Peters).*

**CR-87-2006 - A RESOLUTION CONCERNING AGRICULTURAL PRESERVATION WORK GROUP** for the purpose of establishing the Agricultural Preservation Work Group to review and evaluate present agricultural preservation policies and recommend to the County Council appropriate revisions to existing policies and laws. - **INTRODUCED; RULES SUSPENDED; AMENDED; DR-2 ADOPTED**

*Council Resolution 87 establishes the Agricultural Preservation Work Group to review and evaluate present agricultural preservation policies and recommend to the County Council appropriate revisions to existing policies and laws. Council Resolution 87 was introduced by Council Members Dernoga, Bland, Exum and Harrington. Council Member Harrington moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 87; seconded by Council Member Bland. The motion carried by voice vote. Council Member Dernoga moved amendment number 1; seconded by Council Member Bland. The motion carried 7-0. (Absent: Council Members Campos and Peters). Council Member Harrington moved adoption of Council Resolution 87(DR-2); seconded by Council Member Dean. The motion carried 7-0. (Absent: Council Members Campos and Peters).*



**CR-89-2006 - A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT** for the purpose of establishing the County's policy for the use of Tax Increment Financing and other financial tools and incentives to fund economic and community development projects and initiatives in Prince George's County.- **INTRODUCED; RULES SUSPENDED; ADOPTED**

*Council Resolution 89 establishes the County's policy for the use of Tax Increment Financing and other financial tools and incentives to fund economic and community development projects and initiatives in Prince George's County. Council Resolution 89 was introduced by Council Members Dean, Harrington, Hendershot, Exum and Bland. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 89; seconded by Council Member Hendershot. The motion carried by voice vote. Council Member Dean moved adoption of Council Resolution 89; seconded by Council Member Harrington. The motion carried 8-0. (Absent: Council Member Peters).*

*Council Member Exum moved to accept additional items to the Agenda; seconded by Council Member Harrington. The motion carried by voice vote. (Absent: Council Member Peters).*

**CB-67-2006 (DR-2) – AN ACT CONCERNING MOBILE FOOD VENDING IN URBAN AREAS** for the purpose of enhancing Livable Communities by authorizing the sale of certain food items by mobile food vendors and providing a licensing standard and definition for mobile food vendors. – **PUBLIC HEARING HELD; RECOMMITTED TO HEHS**

*Pursuant to proper notice, the public hearing convened on Council Bill 67(DR-2). Thirty-three persons spoke on Council Bill 67(DR-2). All persons wishing to speak having done so, the public hearing was declared held. Council Member Campos moved to recommit Council Bill 67(DR-2) to Health, Education and Human Services (HEHS) Committee; seconded by Council Member Bland. The motion carried by voice vote.*

**CB-82-2006 – AN ACT CONCERNING CABLE TELEVISION** for the purpose of granting a cable television franchise for the operation of a cable television system in Prince George's County, Maryland by prescribing certain terms and conditions to be included in a franchise agreement. – **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

*Carmen Jackson-Brown, Legislative Officer, provided a verbal report from the Committee of the Whole (COW) to the Council on the proposed amendments. Pursuant to proper notice, the public hearing convened on Council Bill 82. Nine persons spoke on Council Bill 82. All persons wishing to speak having done so, the public hearing was declared held. Council Member Campos moved amendment number 1; seconded by Council Member Bland. The motion carried 8-0. (Absent: Council Member Peters). Council Member Dean moved enactment of Council Bill 82(DR-2) as amended; seconded by Council Member Hendershot. The motion carried 8-0. (Absent: Council Member Peters).*

**COMMITTEE OF THE WHOLE**

Proposed letter to Dr. David Lever, R.A., D.A., Executive Director, Interagency Committee on State School Construction, expressing the County's support of the Prince George's County Board of Education's proposed FY 2008 State capital budget request, and specifying the County's construction projects that the County deems critical. – **FAVORABLE WITH AMENDMENTS**

*Carmen Jackson-Brown provided an overview of the new supporting documentation for the Council. Council Member Dean moved favorable recommendation of the letter with amendments; seconded by Council Member Bland. The motion failed 2-3 (Opposed: Council Members Dernoga, Campos and Knotts; Absent: Council Members Exum, Harrington, Hendershot and Peters). Council Member Knotts moved favorable recommendation of the letter with amendments stated by Carmen Jackson-Brown; seconded by Council Member Campos. The motion carried 5-0. (Absent: Council Members Exum, Harrington, Hendershot and Peters).*

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

(a) **THE COUNTY COUNCIL SITTING AS THE BOARD OF HEALTH**

Proposed letter to S. Anthony McCann, Secretary, Department of Health and Mental Hygiene concerning the nomination of Dr. Donald Shell as Health Officer for Prince George's County. – **CHAIRMAN AUTHORIZED TO SIGN**

*Robert Williams, Jr., Deputy Council Administrator, provided a verbal report of the actions and recommendations from the Committee of the Whole for the Council. Council Member Exum moved to authorize the Chairman's signature; seconded by Council Member Hendershot. The motion carried 8-0. (Absent: Council Member Peters).*

(b) Proposed letter to Dr. David Lever, R.A., D.A., Executive Director, Interagency Committee on State School Construction, expressing the County's support of the Prince George's County Board of Education's proposed FY 2008 State capital budget request, and specifying the County's construction projects that the County deems critical. – **CHAIRMAN AUTHORIZED TO SIGN**

*Craig Price, Council Administrator, provided a verbal report of the actions and recommendations from the Committee of the Whole to the Council. Council Member Campos moved to authorize the Chairman's signature; seconded by Council Member Bland. The motion carried 5-0. (Absent: Council Members Exum, Harrington, Hendershot and Peters).*

(c) Proposed letter to Samuel H. Dean, Chairman, Blue Ribbon Committee on High Stakes Testing, granting extension of the timeframe for submittal of recommendations to January 8, 2007. – **CHAIRMAN AUTHORIZED TO SIGN**

*Council Member Exum moved to authorize the Chairman's signature; seconded by Council Member Dean. The motion carried 8-0. (Absent: Council Member Peters).*

**ADDITIONS TO THE AGENDA****7. INTRODUCTION AND ADOPTION OF RESOLUTIONS – (page 7)****CR-90-2006 – A RESOLUTION CONCERNING COMMUNITY LEGACY PROGRAM**

for the purpose of approving the application and receipt of financing for a Community Legacy Project in Langley Park, Maryland, to be financed either directly by the Department of Housing and Community Development (the “Department”) of the State of Maryland or thorough other departments or agencies of the State of Maryland. – **INTRODUCED; RULES SUSPENDED; AMENDED; DR-2 ADOPTED**

*Council Resolution 90 concerns Community Legacy Program for the purpose of approving the application and receipt of financing for a Community Legacy Project in Langley Park, Maryland, to be financed either directly by the Department of Housing and Community Development (the “Department”) of the State of Maryland or through other departments or agencies of the State of Maryland. Council Resolution 90 was introduced by Council Members Campos, Exum, Harrington, Bland and Dean. Council Member Harrington moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 90; seconded by Council Member Campos. The motion carried by voice vote. Council Member Dean moved amendment number 1; seconded by Council Member Exum. The motion carried by voice vote. Council Member Harrington moved adoption of Council Resolution 90(DR-2); seconded by Council Member Campos. The motion carried 8-0. (Absent: Council Member Peters).*

*Council Member Dean moved to convene into Executive Session; seconded by Council Member Exum. The motion carried 8-0. (Absent: Council Member Peters).*

**10. EXECUTIVE SESSION – (ROOM 2027) - EXECUTIVE SESSION HELD**

Consult with counsel to obtain legal advice in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (7).

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

*Mr. William Orleans addressed to Council.*

**ADJOURN:** - *Chairman Dernoga adjourned the meeting at 6:44 p.m.*

Prepared By:

Submitted By:

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Shirley T. Blake, Administrative Aide

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Redis C. Floyd, Clerk of the Council

