

AGENDA MINUTES

Tuesday, November 20, 2012

Legislative Day No. 33

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

CALL TO ORDER-*Council Chair Harrison called to order at 10:37 a.m. with the following Council Members present:*

*Andrea Harrison
Will Campos
Derrick Davis
Mel Franklin
Mary Lehman
Eric Olson
Obie Patterson
Karen Toles
Ingrid Turner*

Others present:

*Robert Williams, Jr., Council Administrator
William Hunt, Deputy Council Administrator
Redis Floyd, Clerk of the Council
Donna Brown, Deputy Clerk of the Council
Kathy Canning, Office of Law
Joseph R. Hamlin, Office of Law
Kerry Watson, County Executive's Liaison to the Council
Frank Porter, Director of the Public Safety and Fiscal Management Committee (PSFM)
Jackie Brown, Director of the Planning, Zoning and Economic Development Committee (PZED)
Karen Zvakos, Legislative Officer
Todd Turner, Legislative Officer
Leroy Maddox, Legislative Officer*

INVOCATION -*The Invocation Randall Schoch, PRF, A.Gr. Chaplain-GL of MD, Rabbi (Emeritus), Cong. Sha'are Shalom.*

SPECIAL INTENTION:

Council Member Lehman wished all travelers well with many blessings through this Thanksgiving.

PLEDGE OF ALLEGIANCE-*The Pledge of Allegiance was led by Council Member Lehman.*

POINT OF PERSONAL PRIVILEGE- *Council Member Turner supported small businesses in the County.*

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 April 10, 2012, September 4, 2012 and September 11, 2012.- **APPROVED**

***Council Member Davis moved to adopt the Consent Agenda; seconded by Council Member Olson. The motion carried by voice vote.*

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

No items were considered.

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

- (a) Proposed joint signature letter to Dr. David Lever, R.A., D.A., Executive Director, The Interagency Committee on State School Construction, endorsing portions of the Prince George's County Board of Education's proposed FY-2014 capital budget request. **CHAIR AUTHORIZED TO SIGN**

Leroy Maddox, Legislative Officer, provided a verbal report of the action and recommendations of the Committee of the Whole. Council Member Olson moved to authorize the Chair's signature; seconded by Council Member Davis. Robert Williams Jr., Council Administrator, indicated for the record, that information was reviewed by the Council from the Interim Superintendent of Schools. The motion carried 9-0.

***Council Member Davis moved to accept the Additions package; seconded by Council Member Olson. The motion carried by voice vote.*

4. **PUBLIC HEARINGS: - (COUNCIL HEARING ROOM)**

Appointment of the following individual as Director of The Office of Information Technology for Prince George's County: PUBLIC HEARING HELD; CONFIRMED

Mr. Vennard Wright

(Favorably reported out of PSFM on 11/1/2012)

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM) provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on the appointment of Mr. Vennard Wright as the Director of the Office of Information Technology for Prince George's County. Brad Seman, representative for the County Executive, introduced the nominee to the Council. Mr. Vennard was present and spoke on his own behalf, James Mitchell and Travis Green spoke in support of the nomination. All persons wishing to speak having done so, the hearing was declared held. Council Member Turner moved confirmation; seconded by Council Member Olson. The motion carried 9-0.

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

CR-83-2012 (DR-2) – A RESOLUTION CONCERNING THE IMPLEMENTATION IN PRINCE GEORGE’S COUNTY OF SENATE BILL 236, THE SUSTAINABLE GROWTH AND AGRICULTURAL PRESERVATION ACT OF 2012 for the purpose of adopting the Prince George’s County Sustainable Growth Act Tier Map. **PUBLIC HEARING HELD; DR-2 SUBSTITUTED; ADOPTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Resolution 83 (DR-2). There were three speakers. All persons wishing to speak having done so, the public hearing was declared held. Council Member Davis moved to substitute (DR-2) in lieu of (DR-1); seconded by Council Member Franklin. The motion carried by voice vote. Council Member Davis moved adoption of Council Resolution 83 (DR-2); seconded by Council Member Turner. The motion carried 9-0.

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

CB-3-2012 (DR-4) AN ORDINANCE CONCERNING INTERIM LAND USE CONTROLS FOR MILITARY INSTALLATION CONFORMANCE for the purpose of developing new development standards and procedures, including the establishment and imposition of temporary zoning requirements for development of properties in the vicinity of Joint Base Andrews for an established limited period of time. This Ordinance creates requirements for granting permits for development, provides for definitions, and establishes a limited validity period for building permits, creating interim requirements for development in all zones. **PUBLIC HEARING HELD; AMENDED; RULES SUSPENDED; DR-5 ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 3 (DR-4). There were five speakers. All persons wishing to speak having done so, the public hearing was declared held. Council Member Davis moved to include Amendment #1; seconded by Council Member Olson. The motion carried 9-0. Council Member Franklin moved to suspend the Council Rules of Procedure to allow for an effective date on the same date as Council Bill 4 2012; seconded by Council Member Davis. The motion carried 9-0. Council Member Davis moved to enact Council Bill 3, (DR-5); seconded by Council Member Franklin. The motion carried 8-0 (Absent: Council Member Toles).

CB-4-2012 (DR-4) (SUBDIVISION BILL) - AN ACT CONCERNING INTERIM LAND USE CONTROLS (ILUC) for Military Installation Conformance for the purpose of creating new development standards and procedures, including the establishment and imposition of temporary subdivision requirements for development of properties in the vicinity of Joint Base Andrews for an established limited period of time. This Ordinance amends the Subdivision Regulations to permit the Planning Board to attach conditions to preliminary plans and final plats filed in the ILUC Area and establishes restrictions on preliminary plans in portions of the ILUC Area.
PUBLIC HEARING HELD; RULES SUSPENDED; ENACTED

Pursuant to proper notice, the public hearing convened on Council Bill 4 (DR-4). There were two speakers. All persons wishing to speak having done so, the public hearing was declared held. Council Member Davis moved to suspend the Council Rules of Procedure to allow for an effective date on the same date as bill becomes law; seconded by Council Member Olson. The motion carried 7-0 (Council Members Lehman and Toles). Council Member Davis moved to enact Council Bill 4 (DR-4); seconded by Council Member Olson. The motion carried 8-0 (Absent: Council Member Toles).

CB-67-2012 – 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 as of January 1, 2012.
PUBLIC HEARING HELD; AMENDED; RULES SUSPENDED; DR-2 ENACTED

Pursuant to proper notice, the public hearing convened on Council Bill 67. There were three speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to amend; seconded by Council Member Turner. The motion carried 8-0 (Absent: Council Member Toles). Council Member Olson moved to suspend Council Rules of procedure to allow immediate adoption; seconded by Council Member Turner. The motion carried 9-0. Council Member Davis moved to enact as amended; seconded by Council Member Franklin. The motion carried 9-0.

CB-73-2012 (DR-2) – AN ORDINANCE CONCERNING FARMER’S MARKETS for the purpose of amending regulations concerning Farmer’s Markets.
PUBLIC HEARING HELD; ENACTED

Pursuant to proper notice, the public hearing convened on Council Bill 73. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to enact Council Bill 73 (DR-2); seconded by Council Member Turner. The motion carried 8-0 (Absent: Council Member Davis).

CB 75-2012 (DR-3) – AN ORDINANCE CONCERNING MIXED-USE TOWN CENTER (M-U-TC) ZONE for the purpose of requiring detailed site plan approval for certain development projects in the Mixed-Use Town Center (M-U-TC) Zone.
PUBLIC HEARING HELD; ENACTED

Pursuant to proper notice, the public hearing convened on Council Bill 75 (DR-3). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to enact Council Bill 75 (DR-3); seconded by Council Member Turner. The motion carried 8-0 (Absent: Council Member Davis).

CB-76-2012 (DR-2) - AN ORDINANCE CONCERNING INDUSTRIAL ZONES – TRANSFER STATIONS for the purpose of providing for a transfer station as a permitted use in the I-2 Zone under certain circumstances. **PUBLIC HEARING HELD; RULES SUSPENDED; ENACTED**

Pursuant to proper notice, the public hearing for Council Bill 76 (DR-2). There were three speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Turner moved to suspend the Council Rules of Procedure to allow an effective date on the same date the bill becomes law; seconded by Council Member Patterson. The motion carried 9-0. Council Member Harrison moved to enact Council Bill 76 (DR-2); seconded by Council Member Turner the motion carried 9-0.

CB-81-2012 (DR-2) – AN ORDINANCE CONCERNING PUBLIC FACILITIES FINANCING AND IMPLEMENTATION PROGRAM (PFFIP) for the purpose of clarifying that financing strategies for proposed and future development in a specified area include annual cost adjustments in a percentage equivalent to the percentage by which the Engineering News-Record (ENR) cost indices of local construction costs for the Washington Metropolitan area have changed. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 81 (DR-2). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact Council Bill 81 (DR-2); seconded by Council Member Turner. The motion carried 9-0.

CB-85-2012 (DR-2) – AN ORDINANCE CONCERNING DRY CLEANING AND LAUNDRY STORES OR PLANTS for the purpose of amending the regulations for dry cleaning and laundry stores or plants in Commercial Zones. . **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 85 (DR-2). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Franklin moved to enact Council Bill 85 (DR-2); seconded by Council Member Patterson. The motion carried 9-0.

CB-91-2012 (DR-2) – AN ORDINANCE CONCERNING ELECTRONIC RECYCLING FACILITIES for the purpose of defining electronic recycling facility, amending the definition of recycling plant to exclude electronic recycling facilities, and to permit electronic recycling facilities in the I-1 and I-2 Zones under certain circumstances. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 91 (DR-2). There was one speaker. All persons wishing to speak having done so, the hearing was declared held. Council Member Harrison moved to enact Council Bill 91 (DR-2); seconded by Council Member Turner. The motion carried 9-0.

CB-99-2012 - AN ORDINANCE CONCERNING FOOD OR BEVERAGE STORE for the purpose of amending the regulations for certain food or beverage stores in the C-M Zone. **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 99. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Patterson moved to include Amendment #1; seconded by Council Member Franklin. The motion carried 8-0 (Absent: Council Member Toles). Council Member Davis moved to enact Council Bill 99 (DR-2); seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Toles).

CB-104-2012 (SUBDIVISION BILL) – AN ACT CONCERNING SUSTAINABLE GROWTH TIER for the purpose of incorporating Section 9-206 of the Environment Article of the Annotated Code of Maryland and making changes to the subdivision regulations. **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 104. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Franklin moved to include Amendment #1; seconded by Council Member Turner. The motion carried 7-0 (Absent: Council Members Olson and Toles). Council Member Davis moved to enact Council Bill 104 (DR-2); seconded by Council Member Patterson. The motion carried 7-0 (Absent: Council Members Olson and Toles).

CB-105-2012 – AN ORDINANCE CONCERNING ELEEMOSYNARY OR PHILANTHROPIC INSTITUTIONS for the purpose of allowing eleemosynary or philanthropic institutions in the R-80 Zone under certain circumstances. **PUBLIC HEARING HELD; ENACTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 105. There was one speaker. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact Council Bill 105; seconded by Council Member Olson. The motion carried 8-0 (Absent Council Member Toles).

CB-106-2012 – AN ORDINANCE CONCERNING CHECK CASHING BUSINESS for the purpose of amending certain provisions for check cashing businesses. **PUBLIC HEARING HELD; ENACTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 106. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Patterson. Under discussion, Karen Zavakos, provided clarification regarding the impact on pricing and uses. The motion carried 7-0 (Absent: Council Members Olson and Toles).

CB-107-2012 – AN ORDINANCE CONCERNING REPEAL OF CHAPTER 10 2007, LAWS OF PRINCE GEORGE’S COUNTY, MARYLAND for the purpose of repealing the enactment of Chapter 10, 2007 Laws of Prince George’s County, Maryland. **PUBLIC HEARING HELD; RULES SUSPENDED ENACTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 107. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to suspend the Council Rules of Procedure to allow immediate adoption; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Toles). Council Member Davis moved to enact; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Toles).

CB-110-2012 - AN ORDINANCE CONCERNING MAJOR ACTIVITY CENTER (M-A-C) ZONE for the purpose of permitting a Reducing/exercise salon or health club in the M-A-C Zone. **PUBLIC HEARING HELD; ENACTED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 110. There was one speaker. All persons wishing to speak having done so, the hearing was declared held. Council Member Turner moved to enact Council Bill 110; seconded by Council Member Davis. The motion carried 9-0.

CB-42-2012 (DR-2) – AN ACT CONCERNING LOITERING for the purpose of amending the Loitering Ordinance and providing for a written warning for the first offense; increasing penalties for the second, third and subsequent written offenses; providing for a certain length of time for return; and generally relating to loitering. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 42 (DR-2). There were two speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Toles. The motion carried 9-0.

Council Chair Harrison recessed the meeting at 12:23p.m. And reconvened at 1:32 p.m.

CB-77-2012 (DR-2) – AN ACT CONCERNING ENERGY CONSERVATION REAL PROPERTY TAX CREDIT for the purpose of providing that lessees of a solar energy device or geothermal energy device are eligible for the energy conservation real property tax credit; and generally relating to the energy conservation real property tax credit **PUBLIC HEARING HELD; ENACTED.**

Pursuant to proper notice, the public hearing convened on Council Bill 77 (DR-2). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Lehman moved to enact; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Toles).

CB-92-2012 (DR-2) – AN ACT CONCERNING ECONOMIC DEVELOPMENT AND LOCAL EMPLOYMENT for the purpose of strengthening the requirements for finding “best efforts” by vendors to meet the local hiring percentage goal; and generally providing for the enforcement of County-based business assistance **PUBLIC HEARING HELD; ENACTED.**

Pursuant to proper notice, the public hearing convened on Council Bill 92 (DR-2). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Franklin moved to enact; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Toles).

CB-93-2012 (DR-3) – AN ACT CONCERNING CONVENIENCE STORES AND GAS STATIONS - PUBLIC SAFETY for the purpose of decreasing robberies in the County by enhancing convenience store and gas station safety; registering convenience stores and gas stations; requiring training of convenience store employees and gas station employees; providing for security; providing for cash management; providing for visibility and signage; and providing for a grace period and for noncompliance; and generally relating to convenience store and gas station safety. **PUBLIC HEARING HELD; TABLED**

Pursuant to proper notice, the public hearing convened on Council Bill 93 (DR-3). There was speaker. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to table the item; seconded by Council Member Franklin. Under discussion Council Member Olson as a sponsor of the bill, explained his reasons for withdrawing the measure. The motion carried 9-0.

CB-108-2012 – AN ACT CONCERNING PURCHASING – PUBLIC NOTICE

for the purpose of providing a centralized place for public notice and advertisement for all competitive contracts and procurements that the County offers; providing for the designation of the public notice by the Purchasing Agent; and generally relating to purchasing public notice. **PUBLIC HEARING HELD; ENACTED**

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Council. Pursuant to proper notice, the public hearing convened on Council Bill 108. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-109-2012 – AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2012 CAPITAL BUDGET for the purpose of providing a supplementary appropriation to the Library Branch Renovations 2 capital project; decreasing appropriations to the Contingency Appropriation Fund; and amending the Approved Fiscal Year 2012-2017 Capital Improvement Program with regard to expenditures and financing beyond the budget year. **PUBLIC HEARING HELD; ENACTED**

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 109. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Turner. The motion carried 9-0.

CB-36-2012 - AN ACT CONCERNING CODE OF ETHICS for the purpose of amending the Code of Ethics in order to comply with State law. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 36. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Olson. The motion carried 9-0.

CB-63-2012 (DR-3) – AN ACT CONCERNING OFFICE OF ETHICS AND ACCOUNTABILITY for the purpose of creating an Office of Ethics and Accountability within Prince George’s County Government; providing for the budget, powers and authority of the Office of Ethics and Accountability; providing for periodic reports and review of the activities of the Office of Ethics and Accountability; and generally relating to the Office of Ethics and Accountability.

Pursuant to proper notice, the public hearing convened on Council Bill 63 (DR-3). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Olson. The motion carried 9-0.

CB-45-2012 (DR-3) - AN ACT CONCERNING BUILDING CODE for the purpose of amending the Prince George’s County Building ordinance, adopting certain amendments to the 2012 Edition of the International Building Code, International Mechanical Code, International Energy Conservation Code, and International Residential Code for One and Two Family Dwellings, and amending certain sections to include modifications as it relates to building standards.

Pursuant to proper notice, the public hearing convened on Council Bill 45 (DR-3). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Lehman. The motion carried 9-0.

CB-78-2012 (DR-3) – AN ACT CONCERNING HOUSING CODE for the purpose of amending the Housing Code to provide effective expedited code enforcement and eliminate needless delays to bring properties into compliance with the County’s minimum housing standards, thereby protecting the health and safety of the residents and the community. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 78 (DR-3). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-83-2012 (DR-3) – AN ACT CONCERNING COMPLETE AND GREEN STREETS POLICY for the purpose of the establishment of a complete and green streets policy in Prince George’s County; and generally relating to the County road and sidewalk code. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 83 (DR-3). There were two speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-87-2012 (DR-2) – AN ACT CONCERNING COUNTY RECYCLING PROGRAM for the purpose of amending the recycling program provisions in Prince George’s County to establish updated recycling goals and setting forth the time for compliance; amends the residential recycling program for multifamily facilities, establishes a commercial and industrial recycling program and a pilot food composting program, amends the Solid Waste Management Advisory Commission; and generally relating to the County’s recycling program.

Pursuant to proper notice, the public hearing convened on Council Bill 87 (DR-2). There were three speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to enact; seconded by Council Member Lehman. The motion carried 9-0.

CB-88-2012 (DR-3) - AN ACT CONCERNING EVICTIONS for the purpose of amending the eviction provisions for notification, removal and placement of tenant property and landlord responsibility in Prince George's County; and generally relating to evictions. **PUBLIC HEARING HELD; TABLED**

Pursuant to proper notice, the public hearing convened on Council Bill 88 (DR-3). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Campos moved to table the item; seconded by Council Member Davis. Under discussion, Council Member Campos as a sponsor of the bill explained his reasons for withdrawing the measures. The motion carried 9-0.

CB-89-2012 -(DR-2) - AN ACT CONCERNING COMMON OWNERSHIP COMMUNITIES RENTAL HOUSING LICENSE REQUIREMENTS for the purpose of amending the rental housing license requirements for single-family and multifamily rental facilities in common ownership communities, allowing for suspension, revocation and denial of licenses in certain circumstances; and generally relating to rental housing licenses in Prince George's County.

Pursuant to proper notice, the public hearing convened on Council Bill 89 (DR-2). There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-111-2012 - AN ACT CONCERNING WATER AND SEWER COST DISCLOSURE for the purpose of requiring a seller to provide certain information relating to water and sewer service costs and bills to a buyer who submits an offer to purchase a single family home; and generally relating to real property, energy and environmental policy.

Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 111. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Patterson moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-112-2012 - AN ACT CONCERNING THE FIVE-YEAR CONSOLIDATED HOUSING AND COMMUNITY DEVELOPMENT PLAN for the purpose of amending the provisions of the County's Five-Year Consolidated Housing and Community Development and Annual Action Plans by adding requirements under Section 3 of the Housing and Urban Development Act of 1968, as amended; and generally relating to housing and community development in the County. **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on Council Bill 112. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Franklin moved to include Amendment #1; seconded by Council Member Davis. The motion carried 9-0. Council Member Franklin moved to enact as amended; seconded by Council Member Davis. The motion carried 9-0.

CB-41-2012 (DR-3) – AN ACT CONCERNING ANIMAL CONTROL - EAR TIPPED CATS for the purpose of defining an ear tipped cat; imposing conditions on the trapping and release of ear tipped cats; providing for a review provision; and generally relating to ear tipped cats. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 41 (DR-3). There were seventeen speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Lehman moved to enact; seconded by Council Member Turner. Under discussion Council Member Campos explained his reasons for opposing the legislation. The motion carried 7-1 (Opposed: Council Member Campos; Absent Council Member Davis).

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

CR-86-2012 – A RESOLUTION CONCERNING LOANS TO VOCUS, INC. (“VOCUS”) FROM THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE AUTHORITY AND FUND (“MEDAAF”) AND PRINCE GEORGE’S COUNTY, MARYLAND (THE “COUNTY”) for the purpose of endorsing a loan not to exceed \$500,000 to Vocus from the Maryland Department of Business and Economic Development (“DBED”) and MEDAAF and authorizing a conditional loan by the County to Vocus not to exceed \$100,000 for eligible project costs associated with leasing a facility in the County for expansion and capital expenditures. **ADOPTED**

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee. Council Member Turner moved adoption of Council Resolution 86; seconded by Council Member Olson. The motion carried 9-0.

CR-87-2012 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS – POLICE OFFICIALS – SALARY SCHEDULE P-O SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect certain wage and benefit modifications of Police Officials. **ADOPTED**

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee. Council Member Olson moved adoption of Council Resolution 87; seconded by Council Member Campos. The motion carried 9-0.

CR-88-2012 (DR-2) - A RESOLUTION CONCERNING TOWN CENTER AT CAMP SPRINGS DEVELOPMENT DISTRICT 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 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland, as amended (the "Tax Increment Financing Act"), such development district to be located in an unincorporated area of the County known as "Camp Springs", Maryland and to be known as the "Town Center at Camp Springs Development District"; providing for, and determining, various matters in connection with the establishment of a development district, creating a tax increment fund with respect to the development district, and 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 Financing Act; making certain findings and determinations with respect to the tax increment fund and the uses of such fund; 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 Financing Act and secured by the tax increment fund; and generally relating to the Town Center at Camp Springs Development District. **DR-2 SUBSTITUTED; ADOPTED**

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee. Council Member Davis moved to substitute (DR-2) in lieu of (DR-1); seconded by Council Member Franklin. The motion carried by voice vote. Council Member Davis moved adoption of Council Resolution 88 (DR-2); seconded by Council Member Franklin. The motion carried 9-0.

***Council Member Davis moved to accept the additions package; seconded by Council Member Olson. The motion carried by voice vote.*

8. **DISTRICT COUNCIL ITEM – (COUNCIL HEARING ROOM)**

(SEE SEPARATE ACTION AGENDA)

ADDITIONS TO THE AGENDA

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – (page 2)**

- (b) Proposed joint signature letter to the Honorable Martin O'Malley, Governor, State of Maryland, supporting a change to the State's calculation of the Net Taxable Income ("NTI") for K-12 education funding for Prince George's County. **CHAIR AUTHORIZED TO SIGN**

A joint signature letter was proposed to be sent to the Honorable Martin O'Malley, Governor, State of Maryland, supporting a change to the State's calculation of the Net Taxable Income ("NTI") for K-12 education funding for Prince George's County. Council Member Olson moved to authorize the Chair's signature; seconded by Council Member Davis. The motion carried 9-0.

9. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-91-2012 - A RESOLUTION CONCERNING BUILDING AND USE AND OCCUPANCY PERMITS for the purpose of supporting mandatory notice requirements by the Department of Environmental Resources at the time of acceptance of an application for certain Building and Use and Occupancy Permits. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 91 which supports mandatory notice requirements by the Department of Environmental Resources at the time of acceptance of an application for certain Building and Use and Occupancy Permits was introduced by Council Members Toles, Turner, Davis and Patterson Franklin and Lehman. Council Member Toles moved to suspend the Council Rules of Procedure, to allow immediate adoption; seconded by Council Member Turner. Under discussion Council Member Campos explained his reasons for opposing the legislation. Karen Zavakos spoke to the intent of the resolution. The motion carried 7-1 (Opposed: Council Member Campos; Absent Council Member Harrison). Council Member Toles moved to adopt Council Resolution 91; seconded by Council Member Patterson. The motion carried 8-1 (Opposed: Council Member Campos).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

ADJOURNED-*The meeting was adjourned at 3:29 p.m.*

Prepared by:

Sherry Bias, Administrative Aide

Submitted by:

Redis C. Floyd, Clerk of the Council