

AGENDA MINUTES

Wednesday, July 24, 2013

Business Meeting

(Legislative Day No. 24 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

CALL TO ORDER- *Council Chair Harrison called to order at 11:08 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
Todd Turner, Legislative Officer
Karen Zavakos, Legislative Officer
Hawi Sanu, Director of the Transportation, Housing and the Environment
(THE) Committee
Frank Porter, Director of the Public Safety and Fiscal Management (PSFM)
Committee
Jackie Brown, Planning, Zoning and Economic Development
(PZED) Committee
Kerry Watson, County Executive's Office
LaKeecia Allen, Office of Law
Courtney Glass, County Executive's Office*

INVOCATION- *The Invocation was provided by Ms. Wanda J. Brooks, County Employee.*

SPECIAL INTENTIONS

- *Council Member Davis requested prayer for Jabari Howell, who was hit by a vehicle in Woodmore Bowie Community.*
- *Council Member Harrison requested prayer for the family of Jill Fletcher, in her passing.*

PLEDGE OF ALLEGIANCE – *The Pledge of Allegiance was led by Council Member Turner.*

DESIGNATION OF JULY 24, 2013 AS LEGISLATIVE DAY NO. 24

DESIGNATED- *Council Chair Harrison announced July 24, 2013 as Legislative Day number twenty-four.*

1. **CONSENT AGENDA – (CB-63-2013 AND CR-85-2013 ADDED; ADOPTED AND ALL ACTIONS APPROVED) (SEE PAGE 16)**

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 March 5, 2013. **APPROVED**

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

CB-62-2013 – AN ORDINANCE CONCERNING INDUSTRIAL USES AND THE I-2 ZONE for the purpose of defining ferrous metal recycling, amending certain individual use definitions to clarify that ferrous metal recycling is not included, and permitting the use in the I-2 Zone. **PRESENTED**

Council Bill 62 was presented by Council Member Davis and referred to the Planning Zoning and Economic Development (PZED) Committee.

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

ADDITIONS TO THE AGENDA

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.

First Reading of Bills (Presentation)

CB-63-2013 – AN ACT CONCERNING DRUG FREE ZONE SIGNAGE IN COUNTY FACILITIES for the purpose of requiring signage at County Facilities denoting that it is a Drug Free Zone. **PRESENTED**

Council Bill 63 was presented by Council Member Patterson and referred to the Health, Education and Humans Services (HEHS) Committee.

Introduction of Resolutions

CR-85-2013 – A RESOLUTION CONCERNING INITIATION OF A NEW MOUNT RAINIER ARCHITECTURAL CONSERVATION OVERLAY ZONE for the purpose of initiating an Architectural Conservation District designation within the City of Mount Rainier and authorizing the Planning Board to prepare an Architectural Conservation Overlay Zone and Architectural Conservation District Plan. **INTRODUCED**

Council Resolution 85 which initiates an Architectural Conservation District designation within the City of Mount Rainier and authorizing the Planning Board to prepare an Architectural Conservation Overlay Zone and Architectural Conservation District Plan was introduced by Council Member Campos; referral to PZED.

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

There were none.

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

There were none.

4. **PUBLIC HEARINGS – (COUNCIL HEARING ROOM)**

- **Appointment of the following individual as Director of the Department of Permitting, Inspections and Enforcement for Prince George's County:**
PUBLIC HEARING HELD; CONFIRMED

Mr. Hiatham A. Hijazi

Pursuant to proper notice, the public hearing convened on the appointment of Mr. Hiatham Hijazi as the Director of the Department of Permitting, Inspections and Enforcement for Prince George's County. Council Member Davis as Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations of the Committee. Bradford Seamon, Chief Administrative Officer introduced the nominee to the Council. There were six speakers. All persons wishing to speak, having done so, the hearing was declared held. Council Member Toles moved confirmation; seconded by Council Member Davis. The motion carried 9-0.

- **Appointment of the following individual as Director of the Department of Public Works and Transportation for Prince George's County:**
WITHDRAWN BY THE COUNTY EXECUTIVE

This appointment was withdrawn by the County Executive.

Mr. Darrell B. Mobley

(Reported out of THE on 7/9/2013 with no recommendation)

- **Appointment of the following individual as Director of the Department of Environmental Resources for Prince George's County:** **PUBLIC HEARING HELD; CONFIRMED**

Mr. Adam C. Ortiz

Pursuant to proper notice, the public hearing convened on the appointment of Mr. Adam C. Ortiz as the Director of the Department of Environmental Resources for Prince George's County. Council Member Davis as Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations to the Council. Bradford Seamon, Chief Administrative Officer introduced the nominee to the Council. There were two speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved confirmation; seconded by Council Member Olson. The motion carried 9-0.

- **Appointment of the following individuals to the Revenue Authority of Prince George's County: PUBLIC HEARING HELD; CONFIRMED**

Mr. Michael L. Franklin

Appointment
Replacing: Reginald L. Forbes
Term Expiration: 7/28/2017

Mr. Charles W. McFadden

Appointment
Replacing: Floyd Gilmore
Term Expiration: 7/28/2016

Pursuant to proper notice, the public hearing convened on the appointment of the above named individuals to the Revenue Authority of Prince George's County. Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Bradford Seamon, Chief Administrative Officer introduced the nominee to the Council. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved confirmation; seconded by Council Member Olson. The motion carried 9-0.

- **Appointment of the following individuals to the Fire Commission for Prince George's County: PUBLIC HEARING HELD; CONFIRMED**

Mr. John R. Alter (unable to attend)	Appointment: Volunteer Member Term Expiration: July 1, 2014
Mr. Jonathan P. Bigony	Appointment: Volunteer Member Term Expiration: July 1, 2015
Mr. Tyrone Taliferro Bodrick	Appointment: Volunteer Member Term Expiration: July 1, 2016
Ms. Leslie H. Garrett	Appointment: Volunteer Member Term Expiration: 7/1/2015
Mr. William H. (Buddy) King	Appointment: Volunteer Member Term Expiration: July 1, 2015
Mr. Randy S. Kuenzli	Appointment: Volunteer Member Term Expiration: July 1, 2015
Mr. Julian R. (Jay) Tucker	Appointment: Volunteer Member Term Expiration: July 1, 2016
Mr. William C. Taylor	Appointment: Community Member Term Expiration: July 1, 2015

(Favorably reported out of PSFM on 7/11/2013)

Pursuant to proper notice, the public hearing convened on the appointment of the individuals below to the Fire Commission for Prince George's County. Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendation of the Committee to the Council. Barry Stanton, Deputy Chief Administrative Officer introduced the nominee to the Council. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved confirmation; seconded by Council Member Davis. The motion carried 9-0.

- **Appointment of the following individuals to the Board of Ethics for Prince George's County: PUBLIC HEARING HELD; CONFIRMED**

Ms. Cassandra Burckhalter Appointment
 Replacing: Lilah Blackstone
 Term Expiration: 12/1/2014

Ms. Anne Magner Appointment
(unable to attend) Replacing: Lisa D. Butler
 Term Expiration: 12/1/2013
 Full Term Expiration: 12/1/2016

Pursuant to proper notice, the public hearing convened on the appointment of the above named individuals to the Board of Ethics for Prince George's County Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the action and recommendations of the Committee to the Council. Glenda Wilson, Chief of Staff, introduced the nominees to the Council. There were no speakers. All persons wishing to speak, having done so, the hearing was declared held. Council Member Davis moved confirmation; seconded by Council Member Turner. The motion carried 9-0.

- **Appointment of the following individuals to the Board of Registration for Master Electricians and Electrical Contractors for Prince George's County: PUBLIC HEARING HELD; CONFIRMED**

Ms. Theresa W. Saunders Appointment/Public Member
 Replacing: Rodney Creecy
 Term Expiration: 1/1/2014

Mr. Timothy D. Barr Appointment/Public Member
 Chair Replacing: Tiffany Williams
 Term Expiration: 1/1/2015

Mr. Joseph D. Armstrong Appointment/Master Electrician
 Replacing: Thomas Freeland
 Term Expiration: 1/1/2015

Mr. Alvin J. Biagas Re-Appointment/Electrical Contractor
(unable to attend) Term Expiration: 1/1/2014

(Favorably reported out of THE on 7/18/2013)

Pursuant to proper notice, the public hearing convened on the appointment of the above named individuals below to the Board of Registration for Master Electricians and Electrical Contractors for Prince George's County. Council

Member Davis as Chair of the Transportation, Housing and the Environment (THE) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Glenda Wilson, Chief of Staff, introduced the nominees to the Council. There were no speakers. All persons wishing to speak, having done so, the hearing was declared held. Council Member Davis moved confirmation; seconded by Council Member Patterson. The motion carried 9-0.

5. **SECOND READING OF BILLS (INTRODUCTION)**

CB-58-2013 (DR-2) – AN ORDINANCE CONCERNING PRIVATE SCHOOLS for the purpose of allowing private schools in the C-O Zone under certain circumstances. **INTRODUCED**

Council Member Franklin as Chair of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 58 which allows private schools in the C-O Zone under certain circumstances was introduced by Council Members Turner and Davis.

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

CB-32-2013 (DR-2) - AN ACT CONCERNING SUMMER YOUTH EMPLOYMENT for the purpose of establishing a summer youth jobs program and a nonlapsing youth jobs fund. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 32 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-17-2013 (DR-2) – AN ORDINANCE CONCERNING THE PRINCE GEORGE’S COUNTY LANDSCAPE MANUAL REGULATIONS for the purpose of adopting a clarifying amendment to the Prince George’s County Landscape Manual to exempt certain projects from Section 4.3, Parking Lot

requirements, under certain circumstances **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 17 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Patterson. The motion carried 8-1 (Opposed: Council Member Lehman).

CB-21-2013 (DR-2) – AN ORDINANCE CONCERNING AREA MASTER PLANS, GENERAL PLAN, FUNCTIONAL MASTER PLANS, AND SECTOR PLANS – PROCEDURES – INITIATION for the purpose of clarifying that the District Council may, by resolution, direct Planning Board initiation of a new or amended Area Master Plan, General Plan, Functional Master Plan, or Sector Plan, under certain circumstances. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 21 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Toles. The motion carried 9-0.

CB-24-2013 (DR-2) - AN ORDINANCE CONCERNING DEVELOPMENT DISTRICT OVERLAY ZONE – SITE PLAN APPROVAL for the purpose of clarifying the method for determining uses within certain Development District Overlay Zones, and providing certain applicability requirements. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 24 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Olson moved to enact; seconded by Council Member Patterson. The motion carried 9-0.

CB-29-2013 (DR-2) – AN ORDINANCE CONCERNING SPECIAL EXCEPTIONS for the purpose of establishing time limits during the special exception review process and making clarifying amendments. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 29 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Franklin moved to enact; seconded by Council Member Patterson. The motion carried 9-0.

CB-36-2013 (DR-2) – AN ORDINANCE CONCERNING BUILDING AND USE AND OCCUPANCY PERMITS APPLICATIONS –

REQUIRED NOTIFICATIONS for the purpose of requiring certain notifications of building and use and occupancy permit applications to the District Council and to registered civic associations for the area which includes the subject property. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 36 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Toles moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-47-2013 – AN ORDINANCE CONCERNING INTERIM LAND USE CONTROLS FOR MILITARY INSTALLATION CONFORMANCE for the purpose of extending the time for abrogation of certain provisions of Chapter No. 78, 2012 Laws of Prince George’s County, Maryland. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 47. No persons wishing to speak, the public hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-25-2013 – AN ACT CONCERNING PURCHASING for the purpose of requiring the Purchasing Agent under certain circumstances to utilize County-based businesses for small purchases, defined as not exceeding an aggregate amount of \$30,000, which use simplified purchase procedure. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 25. No persons wishing to speak, the public hearing was declared held. Council Member Franklin moved to enact; seconded by Council Member Patterson. The motion carried 9-0.

(Introduced by Council Members Franklin, Harrison, Toles and Lehman on 7/2/2013; favorably reported out of PSFM on 6/18/2013)

CB-26-2013 (DR-2) – AN ACT CONCERNING NUISANCES for the purpose of amending the definition of public nuisance to include prostitution, human trafficking, and criminal gangs and establishing that public nuisances can occur at residential premises. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 26 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Patterson moved to enact; seconded by Council Member Toles. The motion carried 9-0.

CB-28-2013 (DR-2) - AN ACT CONCERNING COMMUNITY BANK SMALL BUSINESS LENDING PROGRAM for the purpose of establishing a Community Bank Small Business Lending Program, to require bank participants to make loans to small businesses in the County in an aggregate amount of at least 200% of incremental funds deposited into the bank by the County, define eligibility requirements for participating community banks, and to institute reporting requirements for participating community banks. **PUBLIC HEARING HELD; AMENDED; DR-3 ENACTED**

Pursuant to proper notice, the hearing convened on Council Bill 28 DR-2. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Lehman moved to amend; seconded by Council Member Franklin. The motion carried by voice vote. Council Member Davis moved to enact; seconded by Council Member Patterson. The motion carried 9-0.

CB-46-2013 – AN ACT CONCERNING FINANCE AND TAXATION – TAX CREDITS FOR IMPROVEMENTS TO HISTORIC RESOURCES for the purpose of amending certain requirements for tax credits on County real property taxes for improvements to historic resources in Prince George's County. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 46. No persons wishing to speak, the public hearing was declared held. Council Member Toles moved to enact; seconded by Council Member Franklin. The motion carried 9-0.

CB-48-2013 (DR-2) – 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 noncompliance; and generally relating to convenience store and gas station safety. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 48 (DR-2). There were 3 speakers, all persons wishing to speak having done so, the public hearing was declared held. Council Member Patterson moved to enact; seconded by Council Member Franklin. The motion carried 6-1 (Opposed: Council Member Davis Absent: Council Members Toles and Turner.

CB-49-2013 - AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AFL-CIO, LOCAL 1619 (FIRE FIGHTERS, PARAMEDICS AND FIRE FIGHTER/MEDICS) for the purpose of approving the labor agreement by and between Prince George's County, Maryland and the International Association of Fire Fighters, AFL-CIO, Local 1619 (Fire Fighters, Paramedics and Fire Fighter/Medics) to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employee Relations Board. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 49. There was one speaker, all persons wishing to speak having done so, the public hearing was declared held. Council Member Toles moved to enact; seconded by Council Member Davis. The motion carried 9-0.

CB-50-2013 (DR-2) - AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS for the purpose of declaring additional revenue and appropriating to the General Fund to provide for costs that were not anticipated and included in the Approved Fiscal Year 2013 Budget. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 50 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Franklin moved to enact; seconded by Council Member Davis. The motion carried 9-0.

CB-53-2013 - AN ACT CONCERNING THE ISSUANCE OF SPECIAL OBLIGATION TAX INCREMENT FINANCING BONDS FOR THE TOWN CENTER AT CAMP SPRINGS DEVELOPMENT DISTRICT

for the purpose of providing that special obligation tax increment financing bonds may be issued from time to time under the provisions of this Act, 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"), CR-88-2012 of the County Council of Prince George's County, Maryland (the "Formation Resolution"), and CR-38-2011 (the "TIF Criteria Resolution") in the aggregate principal amount of Eleven Million One Hundred Thousand Dollars (\$11,100,000) in order for the County to acquire, finance or reimburse the infrastructure improvements as more particularly described herein; making certain findings and determinations, among others, concerning the public benefit and purpose of such bonds; providing that such bonds authorized to be issued hereby shall be payable solely from real property taxes deposited in the Tax Increment Fund (as defined in the Formation Resolution) and that the 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); providing for a proposed agreement between the County and Residences at Town Center, LLC, a Maryland limited liability company or its assigns (the "Developer") and any other governmental entity, if necessary, prior to the issuance and delivery of the bonds in the form of a TIF proposal consistent with the requirements of this Act and the TIF Criteria Resolution as well as other conditions for the issuance of the bonds and the acquisition, financing, or reimbursing and construction of the infrastructure improvements); 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 bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, delivery and payment of such bonds consistent with the provisions of this Act; authorizing the County Executive to take certain actions, to execute documents and make certain commitments on behalf of the County in connection with the issuance and delivery of such bonds consistent with the provisions of this Act; authorizing the execution and delivery of such bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance and delivery of such bonds; and generally providing for, and determining various matters in connection with, the issuance, delivery and payment of such bonds. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 53. All persons wishing to speak, having done so the public hearing was declared held. Council Member Franklin moved to enact; seconded by Council Member Davis. The motion carried 9-0.

CB-27-2013 (DR-2) – AN ACT CONCERNING CONVERSION OF RENTAL HOUSING for the purpose of regulating the conversion of rental housing, establishing procedures and regulations and generally relating to rental property conversion in Prince George's County. **PUBLIC HEARING HELD; AMENDED; DR-3 ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 27 DR-2. Council Member Lehman moved to amend; seconded by Council Member Olson. The motion carried 5-4 (Opposed: Council Members Campos, Davis, Franklin and Turner). Council Member Franklin moved Amendment #2; seconded by Council Member Davis. The motion carried 6-3 (Opposed: Council Members Lehman, Olson and Patterson). Council Member Olson moved to enact; seconded by Council Member Lehman. The motion carried 9-0.

RECESS-*The meeting recessed at 2:28 p.m.*

RECONVENE-*The meeting reconvened at 3:29 p.m.*

CB-45-2013 (DR-2) - AN ACT CONCERNING STORMWATER MANAGEMENT – WATERSHED PROTECTION AND RESTORATION PROGRAM for the purpose of establishing a Watershed Protection and Restoration Program, as required by State law; providing for the setting, collection and deposit of a Clean Water Act Fee into a Local Watershed Protection and Restoration Fund; providing for the purposes for which money in the Local Watershed Protection and Restoration Fund may be used; providing for biannual reporting on the operation of the Local Watershed Protection and Restoration Fund; requiring the Department of Environmental Resources to establish policies and procedures for the reduction of the Clean Water Act Fee; and generally relating to the Watershed Protection and Restoration Program. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 45 (DR-2). There were 8 speakers, all persons wishing to speak having done so the public hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Franklin. The motion carried 8-0 (Absent: Council Member Campos).

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

CR-50-2013 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (APRIL 2013 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan. **PUBLIC HEARING HELD; THE COMMITTEE DISCHARGED; ADOPTED**

Pursuant to proper notice, the public hearing convened on Council Resolution 50. There was one speaker. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to discharge from THE; seconded by Council Member Patterson. The motion carried 9-0. Council Member Davis moved to adopt; seconded by Council Member Franklin. The motion carried 9-0.

8. **RESOLUTIONS ELIGIBLE FOR FINAL READING**

CR-29-2013 (DR-2) – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT NEIGHBORHOOD STABILIZATION PROGRAM ROUND 3 for the purpose of amending the Prince George's County Neighborhood Stabilization Program Round 3 ("NSP3"): Substantial Amendment to the Annual Action Plan FY 2011 to restructure, reprogram, and approve NSP3 activities to assist the County with the acquisition, rehabilitation, resale, rental and demolition of abandoned foreclosed homes and residential properties. **DEFERRED**

This item was deferred to a later date.

CR-45-2013 (DR-2) A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2013

for the purpose of amending the Prince George's County Annual Action Plan: FY 2013 to include new HOME Investment Partnerships ("HOME") projects: Hawthorne Place Apartments and The Residences at Woodland Springs and approving the reprogramming of \$2,100,000 in HOME funds from the FY 2002, FY 2005, FY 2006, FY 2007, FY 2008, FY 2009, and FY 2012 annual action plans for these projects. **DR-2 SUBSTITUTED; ADOPTED**

Council Member Davis, as Chair of the Transportation, Housing and the Environment (THE) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Patterson moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Franklin). Council Member Davis moved to adopt; seconded by Council Member Patterson. The motion carried 9-0.

CR-59-2013 (DR-2) - A RESOLUTION CONCERNING CLEAN

WATER ACT FEE for the purpose of establishing a schedule of fees to be collected as part of the Watershed Protection and Restoration Program as provided in Section 10-302 of the Prince George's County Code. **DR-2 SUBSTITUTED; AMENDED; DR-3 ADOPTED**

Council Member Davis, as Chair of the Transportation, Housing and the Environment (THE) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Davis moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Patterson. The motion carried 9-0. Council Member Davis moved to include Amendment #1; seconded by Council Member Patterson. The motion carried by voice vote. Council Member Franklin moved to adopt as amended; seconded by Davis. The motion carried 9-0.

CR-60-2013 – A RESOLUTION CONCERNING JOB ACCESS AND REVERSE COMMUTE AND NEW FREEDOM PROGRAMS

for the purpose of authorizing and approving the filing of an application with the Maryland Transit Administration of the Maryland Department of Transportation for an FY 2014 and FY 2015 grant under Title 49 U.S.C. 5316, as amended by SAFETEA-LU – Job Access and Reverse Commute (JARC) and Section 5317 – New Freedom Programs under the Federal Transit Act. **ADOPTED**

Council Member Davis as Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Davis moved to adopt Council Resolution 60; seconded by Council Member Patterson. The motion carried 9-0.

CR-62-2013 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, FIRE OFFICIALS – SALARY SCHEDULE “F-O” SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect certain wage and benefit modifications of Fire Officials. **ADOPTED**

Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Toles moved to adopt Council Resolution 62; seconded by Council Member Davis. The motion carried 9-0.

CR-68-2013 (DR-2) – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS GENERAL SCHEDULE EMPLOYEES – SALARY SCHEDULE G for the purpose of amending the Salary Plan of the County to reflect pay rates and other modified benefits for General Schedule Employees. **DR-2 SUBSTITUTED; ADOPTED**

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

CR-73-2013 (DR-2) - A RESOLUTION CONCERNING RE-ENTRY COUNCIL for the purpose of establishing the Re-Entry Council to determine, evaluate, and assess the feasibility of developing a Re-Entry Program in the County to service ex-offenders attempting to re-enter society, and to develop a long-term three prong process that creates a Re-Entry Court, a one-stop shop for re-entry services and job placement. **DR-2 SUBSTITUTED; ADOPTED**

Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Toles moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Patterson. The motion carried 9-0. Council Member Toles moved to adopt; seconded by Council Member Davis. The motion carried 9-0.

CR-74-2013 - A RESOLUTION CONCERNING HUMAN TRAFFICKING TASK FORCE

for the purpose of establishing the Human Trafficking Task Force to address the issue of Human Trafficking in Prince George's County, to educate the public about human trafficking, to identify and serve victims of human trafficking and to increase prosecution of traffickers. **ADOPTED**

Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Toles moved to adopt; seconded by Council Member Davis. The motion carried 9-0.

9. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-80-2013 – A RESOLUTION CONCERNING THE SUBREGION 5

MASTER PLAN for the purpose of approving, with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Subregion 5 Master Plan, thereby defining long-range land use and development policies in Planning Areas 81A, 81B, 83, 84, and 85A for the area generally comprised of the properties bounded by Andrews Air Force Base (to the north) and Charles County (to the south), and between these boundaries, the Potomac River, Gallahan Road, Old Fort Road, Steed Road, Allentown Road and Tinkers Creek (to the west), and Piscataway Creek, a PEPCO electric utility right-of-way and the Pope's Creek CONRAIL railroad (to the east). **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 80, as proposed by the Vice Chair as requested by the Planning Board, approves with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Subregion 5 Master Plan, thereby defines long-range land use and development policies in Planning Areas 81A, 81B, 83, 84, and 85A for the area generally comprised of the properties bounded by Andrews Air Force Base (to the north) and Charles County (to the south), and between these boundaries, the Potomac River, Gallahan Road, Old Fort Road, Steed Road, Allentown Road and Tinkers Creek (to the west), and Piscataway Creek, a PEPCO electric utility right-of-way and the Pope's Creek CONRAIL railroad (to the east) was introduced by Council Members Franklin and Davis. Council Member Franklin moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 80; seconded by Council Member Campos. The motion carried 7-0 (Absent: Council Members Harrison and Toles). Council Member Franklin moved to adopt; seconded by Council Member Campos. The motion carried 7-0 (Absent: Council Members Harrison and Toles).

CR-81-2013 – A RESOLUTION CONCERNING THE SUBREGION 5 SECTIONAL MAP AMENDMENT

for the purpose of approving with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Subregion 5 Sectional Map Amendment, thereby setting forth and adopting detailed zoning proposals in Planning Areas 81A, 81B, 83, 84, and 85A for the area generally comprised of the properties bounded by Andrews Air Force Base (to the north) and Charles County (to the south), and between these boundaries, the Potomac River, Gallahan Road, Old Fort Road, Steed Road, Allentown Road and Tinkers Creek (to the west), and Piscataway Creek, a PEPCO electric utility right-of-way and the Pope's Creek CONRAIL railroad (to the east).

**INTRODUCED; RULES SUSPENDED; AMENDED;
DR-2 ADOPTED**

Council Resolution 81 as proposed by the Vice Chair by request of the Planning Board, approves with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Subregion 5 Sectional Map Amendment, thereby setting forth and adopting detailed zoning proposals in Planning Areas 81A, 81B, 83, 84, and 85A for the area generally comprised of the properties bounded by Andrews Air Force Base (to the north) and Charles County (to the south), and between these boundaries, the Potomac River, Gallahan Road, Old Fort Road, Steed Road, Allentown Road and Tinkers Creek (to the west), and Piscataway Creek, a PEPCO electric utility right-of-way and the Pope's Creek CONRAIL railroad (to the east). Council Resolution 81 was introduced by Council Members Franklin and Davis. Council Member Franklin moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 81; seconded by Council Member Davis. The motion carried 7-0 (Absent: Council Members Harrison and Toles. Council Member Franklin moved to include Amendment #1; seconded by Council Member Davis. The motion carried 7-0. Council Member Franklin moved to adopt DR-2; seconded by Council Member Davis. The motion carried 7-0 (Absent: Council Members Harrison and Toles).

CR-82-2013 – A RESOLUTION CONCERNING THE SUBREGION 6

MASTER PLAN for the purpose of approving, with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Master Plan for Subregion 6, thereby defining long-range land use and development policies in Planning Areas 77, 78 (excluding that portion included in the 2007 Approved Westphalia Sector Plan), 79, 82A, 82B, 85B, 86A, 86B, 87A and 87B for the area generally bounded by the Patuxent River (East), the Charles County line (South), the Conrail Line, PEPCO powerline right of way, Piscataway Creek, Andrews Air Force Base, Old Alexandria Ferry Road, Branch Avenue, Allentown Road, Interstate 95/495, Pennsylvania Avenue, Ritchie Marlboro Road (West), White House Road, Largo Road, Watkins Park Drive, Oak Grove Road, Leeland Road, US 301 and District Branch (North).

INTRODUCED; RULES SUSPENDED; ADOPTED

Council Resolution 82, as proposed by the Vice Chair, by the request of the Planning Board, approves with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Master Plan for Subregion 6, thereby defining long-range land use and development policies in Planning Areas 77, 78 (excluding that portion included in the 2007 Approved Westphalia Sector Plan), 79, 82A, 82B, 85B, 86A, 86B, 87A and 87B for the area generally bounded by the Patuxent River (East), the Charles County line (South), the Conrail Line, PEPCO powerline right of way, Piscataway Creek, Andrews Air Force Base, Old Alexandria Ferry Road, Branch Avenue, Allentown Road, Interstate 95/495, Pennsylvania Avenue, Ritchie Marlboro Road (West), White House Road, Largo Road, Watkins Park Drive, Oak Grove Road, Leeland Road, US 301 and District Branch (North). Council Resolution 82 was introduced by Council Members Franklin and Davis. Council Member Franklin moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 82; seconded by Council Member Davis. The motion carried 7-0 (Absent: Council Members Harrison and Toles). Council Member Franklin moved to adopt Council Resolution 82; seconded by Council Member Davis. The motion carried 7-0 (Absent: Council Members Harrison and Toles).

CR-83-2013 – A RESOLUTION CONCERNING THE SUBREGION 6 SECTIONAL MAP AMENDMENT

for the purpose of approving, with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Sectional Map Amendment (SMA) for Subregion 6, thereby setting forth and adopting detailed zoning proposals in Planning Areas 77, 78 (excluding that portion included in the 2007 Approved Westphalia Sector Plan), 79, 82A, 82B, 85B, 86A, 86B, 87A and 87B for the area generally bounded by the Patuxent River (East), the Charles County line (South), the Conrail Line, PEPCO powerline right of way, Piscataway Creek, Andrews Air Force Base, Old Alexandria Ferry Road, Branch Avenue, Allentown Road, Interstate 95/495, Pennsylvania Avenue, Ritchie Marlboro Road (West), White House Road, Largo Road, Watkins Park Drive, Oak Grove Road, Leeland Road, US 301 and District Branch (North). **INTRODUCED; RULES SUSPENDED; AMENDED; DR-2 ADOPTED**

Council Resolution 83, as proposed by the Vice Chair by request of the Planning Board, approves with amendments and revisions, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Sectional Map Amendment (SMA) for Subregion 6, thereby setting forth and adopting detailed zoning proposals in Planning Areas 77, 78 (excluding that portion included in the 2007 Approved Westphalia Sector Plan), 79, 82A, 82B, 85B, 86A, 86B, 87A and 87B for the area generally bounded by the Patuxent River (East), the Charles County line (South), the Conrail Line, PEPCO powerline right of way, Piscataway Creek, Andrews Air Force Base, Old Alexandria Ferry Road, Branch Avenue, Allentown Road, Interstate 95/495, Pennsylvania Avenue, Ritchie Marlboro Road (West), White House Road, Largo Road, Watkins Park Drive, Oak Grove Road, Leeland Road, US 301 and District Branch (North). Council Resolution 83 was introduced by Council Members Franklin and Davis. Council Member Franklin moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 83; seconded by Council Member Olson. The motion carried 7-0 (Absent: Council Members Harrison and Toles). Council Member Davis moved to amend; seconded by Council Member Turner the motion carried 6-0-1 (Absent: Council Members Harrison and Toles, Abstained; Council Member Lehman). Council Member Davis moved to adopt Council Resolution 83; seconded by Council Member Campos. The motion carried 8-0 (Absent: Council Member Harrison).

CR-84-2013 - A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT

PROGRAM for the purpose of approving the project submitted by the Housing Initiative Partnership (“HIP”) to the Maryland Department of Housing and Community Development for participation in the Department’s Community Investment Tax Credit Program. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 84 which approves the project submitted by the Housing Initiative Partnership (“HIP”) to the Maryland Department of Housing and Community Development for participation in the Department’s Community Investment Tax Credit Program was introduced by Council Members Campos, Davis, Franklin, Lehman, Patterson and Turner. Council Member Campos moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 84; seconded by Council Member Olson. The motion carried 9-0. Council Member Franklin moved to adopt Council Resolution 84; seconded by Council Member Davis. The motion carried 9-0.

9. **INTRODUCTION AND ADOPTION OF RESOLUTIONS – (page 13)**

CR-86-2013 – A RESOLUTION CONCERNING PRINCE GEORGE’S COUNTY TEMPORARY ROADSIDE CHARITABLE SOLICITATION PERMIT PROGRAM for the purpose of authorizing the establishment of a temporary Prince George’s County Roadside Charitable Solicitation Permit Program pursuant to State law. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 86, which authorizes the establishment of a temporary Prince George’s County Roadside Charitable Solicitation Permit Program pursuant to State law was introduced by Council Members Toles, Franklin and Davis. Council Member Davis moved to suspend the Council Rules of Procedure to allow for immediate adoption; seconded by Council Member Franklin. The motion carried 9-0. Council Member Davis moved to adopt Council Resolution 86; seconded by Council Member Patterson. The motion carried 5-3-1 (Opposed: Council Members Harrison, Lehman and Turner; Abstained: Council Member Olson).

(a) **EXECUTIVE SESSION -- EXECUTIVE SESSION HELD**

To consult with counsel to obtain legal advice and to consult with staff, consultants, or other individuals about pending or potential litigation in accordance with Section 10-508(a)(7, 8), State Government, Annotated Code of Maryland.

Topics Discussed:

1. Discussion of Subregion 5 litigation, consolidated cases CAL09-31402/
CAL09-32017
2. Discussion of litigation strategy, Subregion 5 and Subregion 6 cases.

8. **RESOLUTIONS ELIGIBLE FOR FINAL READING – (page 11)**

CR-58-2013 - A RESOLUTION CONCERNING COMPENSATION AND BENEFITS - INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AFL-CIO, LOCAL 1619 (FIRE FIGHTERS, PARAMEDICS, AND FIRE FIGHTER/MEDICS) SALARY SCHEDULE Y, SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George's County, Maryland and the International Association of Fire Fighters, AFL-CIO, Local 1619 (Fire Fighters, Paramedics, and Fire Fighter/Medics). **ADOPTED**

Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Toles moved to adopt; seconded by Council Member Davis. The motion carried 9-0.

CR-75-2013 – A RESOLUTION CONCERNING ECONOMIC DRIVERS AND CATALYSTS: A TARGETED ECONOMIC DEVELOPMENT STRATEGY FOR PRINCE GEORGE’S COUNTY, MARYLAND for the purpose of endorsing the May 2013 report. “Economic Drivers and Catalysts: A Targeted Economic Development Strategy for Prince George’s County, Maryland: and adopting the economic actions and strategies set forth therein. **PZED COMMITTEE DISCHARGED; ADOPTED**

Council Member Davis moved to discharge Committee; seconded by Council Member Olson. The motion carried 9-0. Council Member Davis moved to adopt Council Resolution 75; seconded by Council Member Franklin. The motion carried 9-0.

Motion was made by Council Member Davis to convene into Executive Session in accordance with Section 10-508(a)(7,8), State Government, Annotated Code of Maryland; seconded by Council Member Franklin. The motion carried 9-0.

RECESSED- *The meeting recessed at 5:19 P.M.*

10. **DISTRICT COUNCIL ITEMS – (COUNCIL HEARING ROOM)**

(SEE SEPARATE ACTION AGENDA)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Mr. Bill Orleans addressed the Council regarding the withdrawal by the County Executive of the nomination of Mr. Darrell Mobley as Director of the Department of Public Works and Transportation.

ADJOURNED- *The meeting was adjourned at 5:33 P.M.*

Prepared by:

Sherry Bias, Administrative Aide

Submitted by:

Redis C. Floyd, Clerk of the Council