



Prince George's County Council

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

Meeting Minutes - Final County Council

Mel Franklin, Chairman
Derrick Leon Davis, Vice Chairman
Council Member Dannielle Glaros
Council Member Andrea C. Harrison
Council Member Mary A. Lehman
Council Member Obie Patterson
Council Member Deni L. Taveras
Council Member Karen R. Toles
Council Member Todd Turner

Robert J. Williams, Jr., Council Administrator

Tuesday, November 17, 2015

10:00 AM

Council Hearing Room

9:30 A.M. - AGENDA BRIEFING - (ROOM 2027)

10:00 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order at 10:46 a.m. with nine members present at roll call.

Present: 9 - Chair Mel Franklin
Vice Chair Derrick Davis
Council Member Dannielle Glaros
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Obie Patterson
Council Member Deni Taveras
Council Member Karen Toles
Council Member Todd Turner

Also present:

Robert J. Williams, Jr. Council Administrator

William M. Hunt, Jr., Deputy Council Administrator

Redis C. Floyd, Clerk of the Council

Donna J. Brown, Deputy Clerk of the Council

Theresa Myers, Office of the Clerk of the Council

Nathaniel Tutt, III, County Executive's Office

John Gwynn, Office of Law

Colette Gresham, Legislative Officer

Leroy Maddox, Legislative Officer

Karen Zavakos, Legislative Officer

Kathy Canning, Legislative Officer

Jacqueline Brown, Director, PZED Committee

Sandra Eubanks, Director HEHS Committee

Howard Stone, Interim Director, PSFM Committee

Ken Williams, THE Committee

INVOCATION:

The Invocation was provided by Dr. Carol D. Johnson, County Employee. Council Member requested prayer for Omega Psi Phi, Incorporated in celebration of the fraternity founding. Council Member requested prayer for the family of LuLu Alexander in her passing. Council Member requested prayer for the citizens of Paris in light of the recent terrorist attacks there. Council Member requested prayer for Lisa Renee and Ms. Johnson in her passings and for the family of in his illness

Dr. Carol D. Johnson, County Employee

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Taveras.

LEGISLATIVE DAY NO. 37

1. CONSENT AGENDA

A motion was made by Council Member Lehman, seconded by Council Member Taveras, that the consent agenda be adopted and all actions approved. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

(a) Approval of County Council Minutes

[MIN 11102015](#)

County Council Minutes dated November 10, 2015.

Draft 1

These minutes were approved

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

[LTR 11172015](#)

Draft 1

(a) Proposed joint signature letter to Dr. David Lever, R.A., D.A., Executive Director, The Interagency Committee on State School Construction, endorsing the Prince George's County Board of Education's proposed FY-2017 capital budget request and to identify the projects considered most critical.

Facilitators:

Leroy Maddox, Legislative Officer

Inez Clagett, Legislative Auditor

Leroy Maddox, Legislative Officer, provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Lehman, seconded by Vice Chair Davis, that this Agenda Letter be authorized for Chair's signature.

The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[LTR 11172015b](#)

Draft 1

(b) Proposed correspondence to Segun C. Eubanks, Ed.D., Chair, Prince George's County Board of Education, in support of their FY 2015 Final

Operating Budget Transfer Request.

Council Member Toles, as Chair of the Health, Education and Human Services Committee (HEHS), provided a verbal report of the actions and recommendations of the Committee.

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

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[LTR 11172015c](#)

Draft 1

(c) Proposed correspondence to Rushern L. Baker, III, County Executive, requesting that a budget amendment be initiated to move funds from the non-departmental contingency appropriation to the Police Department to fund an additional recruitment class for FY 2016.

Council Member Davis verbally delineated three amendments to the letter.

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that this Agenda Letter be amended (1). The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

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

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

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

[CB-034-2015](#)

Draft 2

AN ACT CONCERNING ELECTRONIC CIGARETTE REGULATION for the purpose of defining electronic cigarettes, regulating distribution, placement and packaging of electronic cigarettes, and restricting smoking of electronic cigarettes inside of public housing, senior citizen housing, and eating and drinking establishments.

Sponsor(s): Turner, Glaros, Harrison, Lehman, Taveras and Toles

Pursuant to proper notice, the public hearing was convened at 11:00 a.m. John O'hara, Bonita Pennino, William Edward Alli, James Repace and Merrily O'Hare provided verbal

testimony. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Under discussion on the bill several members explained their votes. Brian Banks, Director of Government Affairs for MGM/National Harbor, responded to questions posed by the Council.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Taveras, Toles and Turner
Nay 1 - Patterson

[CB-089-2015](#)

Draft 2

AN ACT CONCERNING FOOD SERVICE FACILITIES for the purpose of amending certain definitions and enforcement procedures for food service facilities to comply with recent changes to the Code of Maryland Regulations 10.15.03 and generally relating to food service facilities and food service manager certifications.

Sponsor(s): Toles, Franklin and Taveras

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Glaros, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-049-2015](#)

Draft 3

AN ACT CONCERNING COMMISSION ON COMMON OWNERSHIP COMMUNITIES for the purpose of creating a Commission on Common Ownership Communities; providing for budget, powers and authority of the Commission on Common Ownership Communities; providing for periodic reports and review of the activities of the Commission on Common Ownership Communities; and generally relating to the commission on Common Ownership Communities.

Sponsor(s): Davis, Glaros, Turner, Taveras, Lehman, Franklin and Patterson

Pursuant to proper notice, the public hearing was convened. Pat Fletcher

spoke in support. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Council Member Davis spoke to the intent of the amendment.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be amended (1). The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

Under discussion, Council Members Glaros, Davis, Turner and Lehman spoke to the efforts to address this issue.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-050-2015](#)

Draft 2

AN ACT CONCERNING COMMON OWNERSHIP COMMUNITIES

PROGRAM for the purpose of enhancing the County's Common Ownership Communities Program by providing for violations, charges, and fees; and generally relating to Common Ownership Communities.

Sponsor(s): Davis, Glaros, Turner, Taveras, Lehman, Franklin and Patterson

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Glaros, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-058-2015](#)

Draft 3

AN ACT CONCERNING THE COMMON OWNERSHIP COMMUNITIES

PROGRAM for the purpose of amending the Common Ownership Communities Program to assist governing bodies, owners, and residents of homeowners' associations, residential condominiums, and cooperative housing corporations with education, training, and dispute resolution and/or administrative hearing procedures in matters relating to these communities; and generally regarding

Common Ownership Communities.

Sponsor(s): Davis, Glaros, Turner, Taveras, Lehman, Franklin and Patterson

Pursuant to proper notice, the public hearing was convened at 11:38 a.m. Eugene Lee, Eldon Ralph, Jacqueline Becton and Ruth C. Wright provided verbal testimony. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-077-2015](#)

Draft 2

AN ACT CONCERNING SECONDHAND AND PAWN DEALERS for the purpose of adding to the definition of tangible personal property; requiring reporting to a certain database; requiring a certain fee to be paid directly to a designated business retained for certain reporting; and generally regarding secondhand dealers and pawn dealers.

Sponsor(s): Patterson, Toles, Turner, Lehman, Davis, Glaros, Taveras and Ha

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Lehman, seconded by Council Member Patterson, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-085-2015](#)

Draft 2

AN ACT CONCERNING ILLEGAL RENTAL PROPERTY for the purpose prohibiting a new owner from operating a property without a valid license; providing for a penalty for rental property owners who operate property without a valid license, and generally relating to rental property licensing.

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

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Glaros, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-086-2015](#)

Draft 2

AN ACT CONCERNING ROADS AND SIDEWALKS - DESIGN AND CONSTRUCTION STANDARDS AND REQUIREMENTS for the purpose of incorporating urban street design standards within *Plan Prince George's 2035* for urban centers in the County.

Sponsor(s): Lehman, Turner, Franklin, Davis, Glaros, Taveras and Patterson

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Lehman, seconded by Council Member Taveras, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-090-2015](#)

Draft 2

AN ACT CONCERNING THE BUILDING CODE OF PRINCE GEORGE'S COUNTY for the purpose of updating the provisions of the Building Code of Prince George's County (the "County") to conform to the 2015 editions of the International Building Code, the International Mechanical Code, the International Energy Conservation Code and the International Residential Code for One- and Two-Family Dwellings.

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

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Kathy Canning, Legislative Officer, spoke to the intent of the amendment.

A motion was made by Vice Chair Davis, seconded by Council Member Lehman, that this Council Bill be amended (1). The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

A motion was made by Council Member Lehman, seconded by Vice Chair Davis, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

[CB-091-2015](#)

Draft 1

AN ACT CONCERNING ELECTRICAL CODE for the purpose of updating the Prince George's County Electrical Ordinance by adopting certain amendments pursuant to the 2014 Edition of the National Electrical Code and amending certain sections to include modifications related to the Electrical Code

Sponsor(s): Turner, Lehman, Franklin, Davis, Glaros, Taveras and Patterson

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

[CB-062-2015](#)

Draft 2

AN ORDINANCE CONCERNING R-10 ZONE – BUSINESS

ADVANCEMENT AND FOOD ACCESS INFILL for the purpose of defining business advancement and food access infill in the zoning ordinance and permitting the use in the R-10 zone, under certain circumstances.

Sponsor(s): Toles

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Toles, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-069-2015](#)

Draft 2

AN ORDINANCE CONCERNING EATING OR DRINKING

ESTABLISHMENTS - EXTENSIONS AND PROJECTIONS for the purpose of exempting tents affixed to the side wall of an eating or drinking establishment building, under certain circumstances.

Sponsor(s): Franklin, Harrison and Davis

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Council Member Harrison, seconded by Vice Chair Davis, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-073-2015](#)

Draft 2

AN ORDINANCE CONCERNING RESIDENTIAL ZONES –

PERMITTED USES - O-S AND R-R ZONES - ISSUANCE OF GRADING

PERMITS for the purpose of amending the Residential Table of Uses to permit “Eating or drinking establishment, excluding drive-through service” and “Monopoles and related equipment buildings and enclosures” uses in the O-S (Open Space) Zone, under certain specified circumstances, and clarifying within the Residential Table of Uses that certain dwellings types are permitted in the R-R (Rural Residential) Zone and may obtain a grading permit upon approval of a Detailed Site Plan without a certification of said Detailed Site Plan.

Sponsor(s): Franklin, Harrison and Davis

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Glaros, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
 Taveras and Toles
Absent Turner

Under discussion, Council Member Lehman requested clarification on the monopole provision.

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
 Taveras, Toles and Turner

[CB-079-2015](#)

Draft 2

AN ORDINANCE CONCERNING ILLEGAL SIGNS for the purpose of extending a rebuttable presumption for the enforcement of illegal signs in a County right-of-way, and generally regarding illegal signs.

Sponsor(s): Patterson, Turner, Lehman and Toles

Pursuant to proper notice, the public hearing was convened at. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Under discussion, Council Member Patterson recognized citi

A motion was made by Council Member Patterson, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
 Taveras, Toles and Turner

[CB-080-2015](#)

Draft 2

(SUBDIVISION BILL) AN ACT CONCERNING VALIDITY PERIODS FOR PRELIMINARY PLANS OF SUBDIVISION for the purpose of temporarily extending the validity periods of all approved applications for Preliminary Plans of Subdivision that were in a valid status as of January 1, 2015 and for the County Council to establish a work group to determine viability of approved preliminary plans.

Sponsor(s): Turner and Franklin

Pursuant to proper notice, the public hearing was convened. There were no

speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Under discussion, Council Members Lehman and Glaros expressed their opposition to CB-80-2015 and CB-81-2015.

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 7 - Franklin, Davis, Harrison, Patterson, Taveras, Toles and Turner
Nay 2 - Glaros and Lehman

[CB-081-2015](#)

Draft 2

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, 2015.

Sponsor(s): Turner and Franklin

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye 7 - Franklin, Davis, Harrison, Patterson, Taveras, Toles and Turner
Nay 2 - Glaros and Lehman

[CB-082-2015](#)

Draft 2

(SUBDIVISION BILL) AN ACT CONCERNING PRELIMINARY PLANS AND FINAL PLATS OF SUBDIVISION for the purpose of clarifying the time periods for Planning Board review of applications for preliminary plans and final

plats of subdivision

Sponsor(s): Franklin and Davis

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-087-2015](#)

Draft 1

AN ORDINANCE CONCERNING I-3 ZONE – PRIVATE LIMOUSINE SERVICE DISPATCHING STATION for the purpose of defining a Private Limousine Service Dispatching Station in the Zoning Ordinance and permitting the use in the I-3 (Planned Industrial Employment Park) Zone, under certain circumstances.

Sponsor(s): Patterson, Harrison, Davis and Toles

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Karen Zavakos, Legislative Officer, spoke to the intent of the amendment.

A motion was made by Council Member Patterson, seconded by Council Member Harrison, that this Council Bill be amended (1). The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Council Member Patterson, seconded by Vice Chair Davis, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Vice Chair Davis, seconded by Council Member Patterson, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-092-2015](#)

Draft 3

AN ORDINANCE CONCERNING MIXED USE AND COMMERCIAL ZONES - TABLE OF USES - TOBACCO AND ELECTRONIC

CIGARETTE SHOPS for the purpose of providing a definition for tobacco shop and electronic cigarette shop uses in the Zoning Ordinance; amending the Mixed Use Zones Table of Uses to prohibit tobacco shop and electronic cigarette shop uses in the M-U-TC (Mixed-Use Town Center) Zone; providing an amortization period by June 1, 2017, for tobacco shop and electronic cigarette shop uses in the M-U-TC Zone that are not in compliance with the requirements of the Zoning Ordinance; amending the Commercial Zones Table of Uses to permit new and existing tobacco shop and electronic cigarette shop uses by Special Exception in the C-A (Ancillary Commercial), C-S-C (Commercial Shopping Center), C-W (Commercial - Waterfront), and C-R-C (Commercial Regional Center) Zones; providing approval criteria for approval of Special Exceptions for tobacco shop and electronic cigarette shop uses; and providing that Special Exception applications for tobacco shop or electronic cigarette shop uses legally existing on January 1, 2016, must be accepted for filing by the Planning Board on or before June 1, 2017.

Sponsor(s): Toles, Lehman and Harrison

Pursuant to proper notice, the public hearing was convened at 12:22 p.m. Beatrice Foster and Chief Anthony L. Ayers, Sr. provided verbal testimony. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Toles, seconded by Council Member Patterson, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Council Member Toles, seconded by Council Member Lehman, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Harrison, Lehman, Patterson, Taveras, Toles and Turner

Abstain 1 - Glaros

[CB-097-2015](#)

Draft 1

AN ORDINANCE CONCERNING GENERAL ZONING PROCEDURES - NOTICES AND TECHNICAL STAFF REPORTS for the purpose of amending certain requirements regarding Planning Board notice and technical staff reports.

Sponsor(s): Franklin

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye	8 - Franklin, Davis, Glaros, Lehman, Patterson, Taveras, Toles and Turner
Absent	Harrison

[CB-099-2015](#)

Draft 1

AN ORDINANCE CONCERNING IMPROVEMENTS TO EXISTING MULTIFAMILY COMMUNITIES for the purpose of removing a restriction on new access and parking improvements for established multifamily housing developments in Prince George's County.

Sponsor(s): Franklin, Davis, Glaros and Taveras

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Lehman, that this Council Bill be enacted. The motion carried by the following vote:

Aye	8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras and Turner
Absent	Toles

[CB-106-2015](#)

Draft 2

AN ORDINANCE CONCERNING R-55 AND R-18 ZONES for the purpose of permitting townhouses in the R-55 (One-Family Detached Residential) and R-18 (Multifamily Medium Density Residential) Zones, under certain specified circumstances.

Sponsor(s): Taveras

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

A motion was made by Vice Chair Davis, seconded by Council Member Taveras, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

[CB-107-2015](#)

Draft 1

AN ORDINANCE CONCERNING MIXED USE ZONES for the purpose of clarifying the Uses Permitted provision of the Zoning Ordinance permitting a group residential facility in the M-X-T (Mixed Use- Transportation Oriented) Zone under certain circumstances.

Sponsor(s): Franklin and Davis

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

[CB-063-2015](#)

Draft 1

AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY for the purpose of adding a class title and grade for a certain class of work and upgrading existing classes of work.

Sponsor(s): Franklin and Turner

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Turner, seconded by Vice Chair Davis, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

[CB-071-2015](#)

Draft 2

AN ACT CONCERNING FINANCE AND TAXATION for the purpose of requiring any tax lien against property in the County to be charged and added to the property owner's next property tax bill.

Sponsor(s): Franklin, Glaros, Turner, Taveras and Lehman

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Harrison, seconded by Council Member Taveras, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

[CB-074-2015](#)

Draft 3

AN ACT CONCERNING URBAN AGRICULTURAL PROPERTY TAX CREDIT for the purpose of establishing a tax credit for real property that is used for urban agricultural purposes.

Sponsor(s): Lehman, Turner, Franklin, Davis, Glaros, Taveras and Patterson

Pursuant to proper notice, the public hearing was convened. Sydney Daigle, Gabrielle Rovegro and Kim Rush Lynch provided verbal testimony. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Council Member Lehman spoke to the intent of the amendment. Council Member Turner expressed his support. Council Member Taveras sought clarification as to how this would affect warehouse facilities.

A motion was made by Council Member Lehman, seconded by Council Member Turner, that this Council Bill be amended (1). The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Council Member Lehman, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-075-2015](#)

Draft 1

AN ACT CONCERNING HOMESTEAD PROPERTY TAX CREDIT for the purpose of establishing the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2016.

Sponsor(s): Patterson and Lehman

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Harrison, seconded by Council Member Patterson, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-095-2015](#)

Draft 1

AN ACT CONCERNING RENTERS' PROPERTY TAX RELIEF SUPPLEMENT for the purpose of requiring the Director of Finance to pay a Renters' Property Tax Relief Supplement to certain residents who qualify for a certain payment under State law.

Sponsor(s): Glaros, Taveras, Turner, Franklin, Davis, Toles, Lehman and Patt

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Turner, seconded by Council Member Patterson, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-102-2015](#)

Draft 1

AN ACT CONCERNING THE PLEDGE OF THE TAX INCREMENT FROM THE SUITLAND-NAYLOR ROAD DEVELOPMENT DISTRICT

for the purpose of pledging the Tax Increment from the Suitland-Naylor Road Development District (the "Development District") established pursuant to 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") and CR-94-2014 of the County Council of Prince George's County, Maryland (the "Formation Resolution") as security for revenue bonds (the "Bonds") to be issued by the Revenue Authority of Prince George's County (the "Revenue Authority") under Sections 21A-101 through 21A-307 of the Prince George's County Code (the "County Code"), the proceeds of which will be used by the Revenue Authority and/or the Redevelopment Authority of Prince George's County (the "Redevelopment Authority") for purposes of acquiring and assembling land and improvements, paying entitlement fees, financing working capital and financing improvements related to the Development District, including, but not limited to, financing the costs of roads, streets, water and sewer utilities, and financing other costs and improvements permitted to be undertaken by the Revenue Authority and/or the Redevelopment Authority, in each case for the development of various properties within the Development District into mixed-use projects which may include a performing arts center with a theatre, a town center, retail, residential, office and other commercial development, along with financing costs of issuance, underwriter's discount, and the funding of reserves for the Bonds; approving the inclusion in the Revenue Authority's Capital Improvement Program of the foregoing project and the undertaking thereof by the Revenue Authority, including the deposit of funds by the Revenue Authority into a reserve fund for the Bonds, in each case as required under Section 21A-119 of the Prince George's County Code; making certain findings and determinations, among others, concerning the public benefit and purpose of the pledging of such Tax Increment as security for the Bonds and the undertaking of the foregoing project by the Revenue Authority; providing for the delivery of a contribution agreement (the "Contribution Agreement") whereby the County will agree to contribute the Tax Increment to the Revenue Authority to pay debt

service, including any early redemptions, on the Bonds (and administrative expenses with respect to the Development District); and authorizing the County Executive of the County to approve certain details, forms, documents or procedures in connection with the pledge of the Tax Increment and the Bonds to be issued by the Revenue Authority and any other matters necessary or desirable in connection with the pledge of the Tax Increment and the authorization, issuance, delivery and payment of such Bonds consistent with the provisions of this Act.

Sponsor(s): Toles, Franklin, Davis, Glaros, Taveras, Turner, Harrison and Pat

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Toles, seconded by Vice Chair Davis, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-103-2015](#)

Draft 1

AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS for the purpose of declaring additional revenue and appropriating to the General Fund to provide funds for costs that were not anticipated in the Approved Fiscal Year 2016 Budget

Sponsor(s): Franklin and Davis

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Glaros, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-104-2015](#)

Draft 1

AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed One Hundred Fifteen Million Eight Hundred One Thousand Dollars (\$115,801,000) in aggregate principal amount of general obligation bonds with serial maturities,

including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or in part costs of the planning, construction, reconstruction, establishment, extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the Fiscal Year ending June 30, 2015, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing and empowering the County to issue and sell an amount not to exceed One Hundred Fifteen Million Eight Hundred One Thousand Dollars (\$115,801,000) in general obligation bond anticipation notes in anticipation of the issuance and sale of the bonds authorized hereby; providing for the issuance of such bond anticipation notes in the form of commercial paper or revolving loan notes; providing for the issuance of such bond anticipation notes and the bonds authorized hereby in the form of variable rate demand obligations; authorizing certain determinations to be made in connection with the sale of any such bond anticipation notes; authorizing the consolidation of such bond anticipation notes with other notes for purposes of such sale; pledging the full faith and credit and taxing power of the County to the payment of such bond anticipation notes and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bond anticipation notes when due and covenanting to issue the bonds in anticipation of which such notes are issued; authorizing and empowering the County to issue, sell and deliver general obligation refunding bonds for the purpose of refunding all or a part of the bonds authorized hereby in an aggregate principal amount not to exceed 150% of the outstanding principal amount of the bonds to be refunded thereby, the proceeds of such refunding bonds to be used for the public purpose of providing funds sufficient to pay the principal of, redemption premium, if any, and interest on such refunded bonds at the respective maturity, redemption, and interest payment dates of such refunded bonds; prescribing or providing for the procedure for the issuance and sale of such refunding bonds; empowering the County Executive to determine the time and method for the sale of such refunding bonds and other details with respect to the sale of such refunding bonds; pledging the full faith and credit of the County to the payment of such

refunding bonds and the interest on such refunding bonds, when due, and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such refunding bonds when due; showing compliance with the limitations on the power of the County to incur indebtedness; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds, bond anticipation notes and refunding bonds, as applicable; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the issuance, sale and delivery of the general obligation bonds, bond anticipation notes and refunding bonds authorized by this Act.

Sponsor(s): Toles, Turner, Franklin, Davis, Glaros, Patterson and Taveras

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Vice Chair Davis, seconded by Council Member Glaros, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CB-105-2015](#)

Draft 1

AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2016 CAPITAL BUDGET for the purpose of providing supplementary appropriations to the Systemic Replacements 2, Forward Funded Projects, Major Renovations Projects, and Major Repairs Projects; decreasing appropriations to the Contingency Appropriation Fund, Forward Funded Projects and Tulip Grove Elementary School Replacement; and amending the Approved Fiscal Year 2016-2021 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

Sponsor(s): Davis and Glaros

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Patterson, seconded by Vice Chair Davis, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

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

CR-056-2015

Draft 1

A RESOLUTION CONCERNING COUNTY REAL PROPERTY for the purpose of declaring certain parcels of County-owned real property as surplus, and approving the County Executive's plan for disposal of such parcels.

Sponsor(s): Davis

Council Member Patterson, 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 was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Resolution.

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

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

CR-067-2015

Draft 1

A RESOLUTION CONCERNING THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION APPROVED FISCAL YEAR 2016 CAPITAL IMPROVEMENTS PROGRAM for the purpose of approving an amendment to the Prince George's County portion of the approved Fiscal Year 2016 Capital budget for the Department of Parks and Recreation of the Maryland-National Capital Park and Planning Commission in order to develop solar photovoltaic systems and perform other solar-related projects on Commission-owned parkland throughout Prince George's County.

Sponsor(s): Harrison, Franklin, Taveras and Davis

Jackie Brown, Director of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee of the Whole. Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Resolution.

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

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

6. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

CR-071-2015

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND

COMMUNITY INVESTMENT TAX CREDIT (“CITC”) PROGRAM for the purpose of approving The Foundation Schools, Inc.’s (“The Foundation Schools”) application to the Maryland Department of Housing and Community Development (the “Department”) for participation in the Community Investment Tax Credit (“CITC”) Program.

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.

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

Aye 8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras and Turner

Absent Toles

CR-074-2015

Draft 1

A RESOLUTION CONCERNING MARYLAND DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT NONPROFIT

ASSISTANCE FUND for the purpose of approving the project and application submitted by Champ House Recovery Inc. to the Maryland Department of Housing and Community Development for Nonprofit Assistance Funds in the amount of \$50,000 for its Roof Renovation Project.

Sponsor(s): Turner, Lehman, Franklin, Davis and Glaros

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. Under discussion, Council Member Turner requested that signatures be expedited to ensure timelines are met.

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

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

ADDITION TO THE AGENDA

A motion was made by Vice Chair Davis, seconded by Council Member Turner, to accept the additions package. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

7. INTRODUCTION AND ADOPTION OF RESOLUTIONS

[CR-079-2015](#)

Draft 1

A RESOLUTION CONCERNING THE 2013 LARGO TOWN CENTER SECTOR PLAN AND SECTIONAL MAP AMENDMENT for the purpose of initiating a minor amendment to the 2013 Largo Town Center Sector Plan and Sectional Map Amendment.

Sponsor(s): Davis and Franklin

Council Resolution 79 initiates a minor amendment to the 2013 Largo Town Center Sector Plan and Sectional Map Amendment to clarify the applicability of the minimum building heights set forth in Map 31, Urban Design Criteria, within Chapter 8 of the Development District Standards.

This Resolution was introduced by Council Members Davis and Franklin

A motion was made by Vice Chair Davis, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

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

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

ADDITION TO THE AGENDA

A motion was made by Vice Chair Davis, seconded by Council Member Harrison, to accepted the District Council additions package. The motion carried by the following vote:

Aye 9 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

RECESS

The meeting went into recess at 2:15 p.m.

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council