



Prince George's County Council

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

Meeting Minutes - Final County Council

Derrick Leon Davis, District 6, Chairman
Mel Franklin, District 9
Dannielle M. Glaros, District 3, Vice Chairwoman
Andrea C. Harrison, District 5
Mary A. Lehman, District 1
Obie Patterson, District 8
Deni L. Taveras, District 2
Karen R. Toles, District 7
Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, March 21, 2017

10:00 AM

Council Hearing Room

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

10:00 A.M. - PRESENTATION OF PROCLAMATIONS/COMMENDATIONS - (COUNCIL HEARING ROOM)

Presentation of Proclamations commenced at 10:35 a.m.

PROCLAMATION presented to Prince George's County Public Safety Chiefs and Directors in recognition of their "40th Annual Safety Valor Awards Luncheon" in Prince George's County. (Council Chairman Derrick Leon Davis and Vice Chairman Dannielle M. Glaros)

Council Chairman Derrick Leon Davis and Vice Chairman Dannielle M. Glaros presented a proclamation to Prince George's County Public Safety Chiefs and Directors in recognition of their "40th Annual Safety Valor Awards Luncheon" in Prince George's County. Mark MaGaw, DCAO for Public Safety and the Chiefs for Fire, Police, Sheriffs and Corrections were present to accept.

PROCLAMATION presented to Kathleen Teaze, CEO, Prince George's County Memorial Library, in recognition of April 9-15, 2017, as "Library Week" in Prince George's County (Council Member Mary A. Lehman and Council Chairman Derrick Leon Davis)

Council Member Mary A. Lehman and Council Chairman Derrick Leon Davis presented a proclamation to Kathleen Teaze, CEO, Prince George's County Memorial Library, in recognition of April 9-15, 2017, as "Library Week" in Prince George's County. Ms. Tease was present to accept.

PROCLAMATION presented to Walter Kirkland in recognition of his "Outstanding Contributions" to Prince George's County. (Council Member Mel Franklin and Council Chairman Derrick Leon Davis)

Council Member Mel Franklin and Council Chairman Derrick Leon Davis presented a proclamation to Walter Kirkland in recognition of his "Outstanding Contributions" to Prince George's County.

10:30 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order by Chairman Davis at 11:06 a.m. with eight members present at roll call. Council Member Patterson was absent due to illness.

Present: 8 - Chairman Derrick Davis
 Vice Chair Dannielle Glaros
 Council Member Mel Franklin
 Council Member Andrea Harrison
 Council Member Mary Lehman
 Council Member Deni Taveras
 Council Member Karen Toles
 Council Member Todd Turner

Absent: Council Member Obie Patterson

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
Nathaniel Tutt, III, County Executive's Office
Dinora Hernandez, Office of Law*

*Kathleen Canning, Legislative Officer
Leroy Maddox, Legislative Officer
Karen Zavakos, Legislative Officer
Jacqueline Brown, Director, PZED Committee
Sandra Eubanks, Director HEHS Committee
Howard Stone, Director, PSFM Committee
Hawi Sanu, Director, THE Committee*

INVOCATION:

The Invocation was provided by Bishop Billy St. James, Spirit of the Living God Worship Center, Capitol Heights, Maryland. Council Member Turner requested prayer for the family of Officer Jacai Colson who was killed in the line of duty one year ago. Council Member Harrison requested prayer for the families of Lagretta Trotter and Paige Reid in their passings.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Taveras.

LEGISLATIVE DAY NO. 8**1. CONSENT AGENDA****(a) Approval of County Council Minutes**

[MIN 03072017](#)

County Council Minutes dated March 7, 2017.

Draft 1

Attachment(s): [03072017](#)

These minutes were approved

[MIN 03132017](#)

County Council Minutes dated March 13, 2017.

Draft 1

Attachment(s): [03132017](#)

These minutes were approved

(b) First Reading of Bills (Presentation)[CB-015-2017](#)

Draft 1

AN ORDINANCE CONCERNING SPECIAL EXCEPTIONS FOR TOBACCO BARS, TOBACCO LOUNGES, CIGAR BARS, AND CIGAR LOUNGES for the purpose of providing a definition for tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses in the Zoning Ordinance; amending the Commercial Zones Table of Uses and Mixed Use Table of Uses to permit new and existing tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses by Special Exception in the C-A (Ancillary Commercial), C-S-C (Commercial Shopping Center), C-W (Commercial Waterfront), C-R-C (Commercial Regional Center), M-X-T (Mixed Use - Transportation Oriented), M-X-C (Mixed Use - Community) , and M-U-I (Mixed Use - Infill) Zones; providing approval criteria for approval of Special Exceptions for tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses; and providing that Special Exception applications for tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses legally existing on January 1, 2016, must be accepted for filing by the Planning Board on or before June 1, 2017.

Sponsor(s): Harrison and Turner

Attachment(s): [B2017015](#)
[CB-15-2017 AIS.pdf](#)

This Council Bill was presented by Council Members Harrison and Turner and referred to the Planning, Zoning and Economic Development Committee

[CB-019-2017](#)

Draft 1

AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT - FRATERNAL ORDER OF POLICE PRINCE GEORGE'S COUNTY LODGE 89, INC. for the purpose of amending the labor agreement by and between Prince George's County, Maryland and the Fraternal Order of Police, Prince George's County Lodge 89, Inc., to provide for wages and certain other terms and conditions of employment for personnel classifications initially certified by the Prince George's County Public Employee Relations Board.

Attachment(s): [B2017019](#)
[CB-19-2017 AIS.pdf](#)
[CB-19-2017/CR-12-2017 Transmittal](#)

This Council Bill was presented by the Chairman, by request of the County Executive, and referred to the Public Safety and Fiscal Management Committee

[CB-020-2017](#)

Draft 1

AN ACT CONCERNING EXCEPTIONS TO SMOKING BAN IN EATING AND DRINKING ESTABLISHMENTS for the purpose of creating exceptions to the smoking ban in eating and drinking establishments.

Sponsor(s): Harrison and Turner

Attachment(s): [B2017020](#)
[CB-20-2017 AIS.pdf](#)

This Council Bill was presented by Council Members Harrison and Turner and referred to the Health, Education and Human Services Committee

[CB-021-2017](#)

Draft 1

AN ACT CONCERNING IMMOBILIZED VEHICLES AND IMPOUNDMENT for the purpose of providing legislative intent for this legislation; providing for immobilizing vehicles; providing for the impoundment of an immobilized vehicle under certain circumstances; and generally related to immobilizing vehicles and impoundment.

Sponsor(s): Toles

Attachment(s): [B2017021](#)
[CB-21-2017 AIS.pdf](#)

This Council Bill was presented by Council Members Toles and Harrison and referred to the Transportation, Housing and the Environment Committee

[CB-022-2017](#)

Draft 1

AN ACT CONCERNING LOCAL IMPACT GRANT FUNDING FOR CROSSLAND HIGH SCHOOL for the purpose of requiring annual allocation of certain funds to support vocational, technical, and skilled trades programs at Crossland High School.

Sponsor(s): Patterson and Franklin

Attachment(s): [B2017022](#)
[CB-22-2017 AIS.pdf](#)

This Council Bill was presented by Council Members Patterson, Franklin and Toles and referred to the Public Safety and Fiscal Management

Committee[CB-023-2017](#)

Draft 1

AN ACT CONCERNING HOTEL AND MOTEL TAX for the purpose of revising the County Code to clarify hotel and motel tax exemption and tax refunds for long term renters.

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

Attachment(s): [B2017023](#)
[CB-23-2017 AIS.pdf](#)

This Council Bill was presented by Council Members Glaros, Lehman, Turner, Harrison and Taveras and referred to the Public Safety and Fiscal Management Committee

(c) Introduction of Resolutions[CR-012-2017](#)

Draft 1

A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, FRATERNAL ORDER OF POLICE, PRINCE GEORGE'S COUNTY LODGE 89, INC. SALARY SCHEDULE L 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 Fraternal Order of Police, Prince George's County Lodge 89, Inc.

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

Attachment(s): [R2017012](#)
[CR-12-2017 AIS.pdf](#)
[CB-19-2017/CR-12-2017 Transmittal](#)

Council Resolution 12 amends the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George's County, Maryland and the Fraternal Order of Police, Prince George's County Lodge 89, Inc.

This Resolution was introduced by Council Members Toles, Lehman, Harrison, Turner, Davis, Glaros, Franklin and Taveras and referred to the Public Safety and Fiscal Management Committee

[CR-013-2017](#)

Draft 1

A RESOLUTION CONCERNING STATEWIDE SPECIAL

TRANSPORTATION ASSISTANCE PROGRAM for the purpose of authorizing the Director of the Prince George's County Department of Public Works and Transportation to file an application for Fiscal Year 2018 with the Maryland Transit Administration of the Maryland Department of Transportation for certain grants under the Statewide Special Transportation Assistance Program ("SSTAP") and the Federal Transit Act.

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

Attachment(s): [R2017013](#)
[CR-13-2017 AIS.pdf](#)
[CR-13-2017 Transmittal](#)

Council Resolution 13 authorizes the Director of the Prince George's County Department of Public Works and Transportation to file an application with the Maryland Transit Administration of the Maryland Department of Transportation for certain grants under the Statewide Special Transportation Assistance Program ("SSTAP") and the Federal Transit Act.

This Resolution was introduced by Council Members Lehman, Harrison, Turner, Davis, Glaros, Franklin and Taveras and referred to the Transportation, Housing and the Environment Committee

[CR-015-2017](#)

Draft 1

A RESOLUTION CONCERNING THE FISCAL YEAR ("FY") 2018**ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY**

DEVELOPMENT for the purpose of approving and adopting the Prince George's County Fiscal Year ("FY") 2018 Annual Action Plan for Housing and Community Development ("FY 2018 Annual Action Plan").

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

Attachment(s): [R2017015](#)
[CR-15-2017 Attachment A](#)
[CR-15-2017 Attachment B](#)
[CR-15-2017 AIS.pdf](#)
[CR-15-2017 Transmittal](#)

Council Resolution 15 approves and adopts the Prince George's County Fiscal Year ("FY") 2018 Annual Action Plan for Housing and Community Development.

This Resolution was introduced by Council Members Lehman, Harrison, Turner, Davis, Glaros, Franklin and Taveras and referred to the

Transportation, Housing and the Environment Committee[CR-016-2017](#)

Draft 1

A RESOLUTION CONCERNING REVITALIZATION TAX CREDIT - COLUMBIA RUN (FORMERLY PATRIOTS LANDING) for the purpose of approving the Columbia Run residential development, proposed by Pennsylvania Avenue 2006, LLC, as a revitalization project qualifying for revitalization or redevelopment tax credit, as provided in Section 10-235.02 of the Prince George's County Code.

Sponsor(s): Patterson and Franklin

Attachment(s): [R2017016](#)
[CR-16-2017 AIS](#)

This Resolution was removed from Consent Agenda

Consent132

Draft 1

MOTION TO ADOPT CONSENT AGENDA AND APPROVE ALL ACTIONS

A motion was made by Council Member Lehman, seconded by Vice Chair Glaros, that the Consent Agenda be adopted and all actions approved. The motion carried by the following vote:

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

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

There were no items considered.

4. SECOND READING OF BILLS – (INTRODUCTION)[CB-002-2017](#)

Draft 1

AN ORDINANCE CONCERNING COMPREHENSIVE DESIGN ZONES

for the purpose of permitting an Adult Day Care Center in the Employment and Institutional Area (E-I-A) Zone.

Sponsor(s): Lehman

Attachment(s): [CB-2-2017](#)
[CB-2-2017 AIS.pdf](#)
[CB-002-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 2 amends the Comprehensive Design Zones Use Table to permit an Adult Day Care Center in the Employment and Institutional Area (E-I-A) Zone.

This Council Bill was introduced by Council Member Lehman

[CB-006-2017](#)

Draft 1

AN ACT CONCERNING ELECTRONIC PUBLIC NOTICE for the purpose of improving access to public information by requiring all public bodies to provide electronic notice of public meetings on a central website.

Sponsor(s): Franklin

Attachment(s): [B2017006](#)
[CB-6-2017 AIS.pdf](#)
[CB-6-2016 Committee Report](#)
[CB-6-2017 Fiscal Impact Statement](#)
[CB-6-2017 Legislative Comment](#)

Council Member Glaros, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee. Council Bill 6 requires electronic public notice of meetings on a central website for public bodies authorized under the Prince George's County Charter, including all Boards and Commissions.

This Council Bill was introduced by Council Members Franklin, Lehman, Turner, Davis, Glaros and Taveras

[CB-008-2017](#)

Draft 2

AN ACT CONCERNING RECYCLING - SPECIAL EVENTS for the purpose of providing for recycling at certain special events; providing for more stringent recycling requirements and civil penalties; providing for reporting requirements; providing for compliance with a certain Recycling Plan; providing for the collection and disposition of certain civil penalties; providing for certain inspections; and generally relating to recycling.

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

Attachment(s): [B2017008](#)
[CB-8-2017 AIS.pdf](#)
[CB-08-2017 Report](#)
[CB-08-2017 Fiscal Impact](#)
[CB-08-2017 OOL Comment](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Bill 8 provides recycling at certain special events and sets more stringent recycling requirements, civil penalties, reporting requirements and compliance with a recycling plan.

This Council Bill was introduced by Council Members Lehman, Glaros, Turner, Davis, Franklin and Taveras

[CB-009-2017](#)

Draft 1

AN ACT CONCERNING PRINCE GEORGE'S COUNTY COMMISSION ON FATHERS, MEN, AND BOYS for the purpose of establishing a Commission on Fathers, Men, and Boys in Prince George's County.

Sponsor(s): Franklin

Attachment(s): [B2017009](#)
[CB-9-2017 AIS.pdf](#)
[CB-9-2017 Report](#)
[CB-9-2017 Fiscal Impact](#)
[B2017009 \(DR-2\)](#)

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 Council Member Franklin, seconded by Vice Chair Glaros, that this Council Bill be amended (1). The motion carried by the following vote:

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

Council Bill 9 establishes a Commission on Fathers, Men and Boys as an advisory resource to the County Executive, County Council and the public on issues and needs of fathers, men and boy within Prince George's County.

This Council Bill was introduced by Council Members Franklin, toles, Lehman, Harrison, Turner, Davis, Glaros and Taveras

5. PUBLIC HEARINGS: - (COUNCIL HEARING ROOM)

[APPT-19](#)

Draft 1

Appointments of the following individuals to the Commission on Common Ownership Communities for Prince Georges County.

Ms. Terry L. Anderson

Appointment

Term Expiration: Two years from date of appointment

Mr. Rafe Reginald Ellison

Appointment

Term Expiration: One year from date of appointment

Ms. Joanne R. Jackson - (unable to attend)

Appointment

Term Expiration: One year from date of appointment

Mr. John Henry King

Appointment

Term Expiration: Three years from date of appointment

Ms. Cassandra J. Lewis

Appointment

Term Expiration: One year from date of appointment

Mr. Aaron A. Marcavitch - (unable to attend)

Appointment

Term Expiration: Two years from date of appointment

Mr. Timothy L. Smith

Appointment

Term Expiration: Three years from date of appointment

Ms. Shirley D. Walker

Appointment

Term Expiration: Two years from date of appointment

Ms. Nicole A. Williams

Appointment

Term Expiration: Three years from date of appointment

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Pursuant to proper notice, the public hearing was convened at 11:28 p.m. Nathaniel, Tutt, III, introduced the nominees to the Council on behalf of the County Executive, and spoke to their character and credentials. Each nominee was present, with the exception of Joanne Jackson and Aaron Marcavitch, but declined to speak. All persons wishing to speak having done so, the public hearing was declared held.

A motion was made by Council Member Turner, seconded by Council Member Taveras, that these Appointments be confirmed. The motion carried by the following vote:

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

PUBLIC HEARINGS: - (COUNCIL HEARING ROOM) - (CONTINUED)

[APPT-20](#)

Draft 1

Appointment of the following individuals to the Adult Public Guardianship Review Board for Prince George's County:

Ms. Helen S. Barnes

Appointment: Public Health Nurse

Replacing: Mary Ann Frills

Current Term Expiration: 10/31/2017

Full Term: 10/31/2020

Ms. Debra E. Jeffries-Mazyck

Appointment: Local Department Member

Replacing: Judith Rose-Wilson

Term Expiration: 10/31/2018

Ms. Diedra E. Jones

Appointment: Lay Member

Replacing: Vacant position

Term Expiration: 10/31/2020

Ms. L'Tanya D. Jones

Appointment: Lay Member

Replacing: Joy A. Truby

Current Term Expiration: 10/31/2017

Full Term Expiration: 10/31/2020

Ms. Karen J. Pope-Onwukwe

Appointment: Lawyer

Replacing: Gail Ferrell Bagaria

Term Expiration: 10/31/2019

Dr. Billina R. Shaw

Appointment: Psychiatrist

Replacing: Vacant Position

Term Expiration: 10/31/2020

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. Pursuant to proper notice, the public hearing was convened at 11:34 p.m. Nathaniel, Tutt, III, introduced the nominees to the Council on behalf of the County Executive, and spoke to their character and credentials. Each nominee was present, with the exception of Karen Pope-Onwukwe, but declined to speak. All persons wishing to speak having done so, the public hearing was declared held.

A motion was made by Vice Chair Glaros, seconded by Council Member Toles, that these Appointments be confirmed. The motion carried by the following vote:

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

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

[CB-004-2017](#)

Draft 2

AN ORDINANCE CONCERNING C-O ZONE for the purpose of permitting certain residential development within the C-O (Commercial - Office) Zone, under certain specified circumstances.

Sponsor(s): Davis and Harrison

Attachment(s): [B2017004](#)
[CB-4-2017 AIS.pdf](#)

Pursuant to proper notice, the public hearing was convened at 11:39 a.m.. 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 Glaros, seconded by Council Member Franklin, 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 -	Davis, Glaros, Franklin, Harrison, Lehman, Taveras, Toles and Turner
Absent		Patterson

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

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

POINT OF PERSONAL PRIVILEGE

Council Member Glaros spoke to CR-15-2017, introduced today, to make the public aware of federal funding challenges for the program.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Sandy Pruitt, People for Change Coalition, addressed the Council regarding their Annual non-profit conference.

ADJOURN

The meeting was adjourned at 11:52 a.m.

DISTRICT COUNCIL ITEMS - (COUNCIL HEARING ROOM)

District Council items were considered. See separate meeting minutes for details.

1:30 P.M. - COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)

The Committee of the Whole meeting was held. See Separate Standing Committee Report for details.

2:00 P.M. - RULES/GENERAL ASSEMBLY/COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM)

The Rules and General Assembly Committee meeting was held. See Separate Standing Committee Report for details.

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council