



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, November 7, 2017

10:30 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 10:14 a.m.

PROCLAMATION presented to the Francis Gray, Piscataway Conoy Tribal Chair, recognizing the month of November 2017, as "Native American Heritage Month" in Prince George's County. (Council Member Mel Franklin and Council Chairman Derrick Leon Davis)

Council Member Mel Franklin presented a proclamation to the Francis Gray, Piscataway Conoy Tribal Chair, recognizing the month of November 2017, as "Native American Heritage Month" in Prince George's County. Mr. Gray and members of the tribe were present to accept. Council Members Glaros, Lehman, Taveras and Turner were also present for the presentation.

PROCLAMATION presented to Angel Harriott recognizing her as the winner of the "Exclusive Bookseller for the 2017 Congressional Black Caucus Authors' Pavilion". (Council Chairman Derrick Leon Davis and Council Member Todd M. Turner)

Council Member Todd M. Turner presented a proclamation to Angel Harriott recognizing her as the winner of the "Exclusive Bookseller for the

2017 Congressional Black Caucus Authors' Pavilion". Ms. Harriott was present to accept. Council Members Glaros, Franklin, Lehman, Patterson and Taveras were also present for the presentation.

RECESS

The meeting went into recess at 10:27 a.m.

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

The meeting was called to order by Vice-Chair Glaros at 10:34 a.m. with six members present at roll call. Council Member Davis arrived at 2:11 p.m. Council Members Harrison and Toles arrived and participated in the Committee of the Whole only.

Present: 6 - Vice Chair Dannielle Glaros
 Council Member Mel Franklin
 Council Member Mary Lehman
 Council Member Obie Patterson
 Council Member Deni Taveras
 Council Member Todd Turner

Absent: Chairman Derrick Davis
 Council Member Andrea Harrison
 Council Member Karen Toles

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
Lakeecia Allen, Office of Law
Kathleen Canning, Legislative Officer
Karen Zavakos, Legislative Officer
Jacqueline Brown, Director, PZED Committee
Sandra Eubanks, Interim Director, THE Committee*

INVOCATION:

The Invocation was provided by Reverend George A. Hinton, Jr., Resident, Prince George's County. Council Member Taveras requested prayer for the family of Monserrat Olivares in her passing. Council Member Turner

requested prayer for all veterans as we observe Veteran's Day.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Turner.

LEGISLATIVE DAY NO. 33

1. CONSENT AGENDA

(a) Approval of County Council Minutes

[MIN 10312017](#)

County Council Minutes dated October 31, 2017.

Draft 1

These minutes were approved

[Consent226](#)

MOTION TO ADOPT CONSENT AGENDA

Draft 1

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

Aye	6 -	Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent		Davis, Harrison and Toles

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

[Add93](#)

ADDITION TO THE AGENDA

Draft 1

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

Aye	6 -	Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent		Davis, Harrison and Toles

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

[LTR 11142017a](#)

Proposed joint signature letter to Mr. Robert Gorrell, Executive Director, The Interagency Committee on State School Construction, endorsing the Prince George's County Board of Education's proposed FY-2019 capital budget request

Draft 1

and to identify the projects considered most critical.

Attachment(s): [FY19 IAC Letter DRAFT](#)
[IAC Letter Transmittal](#)
[IAC Letter Report](#)

This Agenda Letter was referred to the Committee of the Whole

4. PUBLIC HEARINGS: - (COUNCIL HEARING ROOM)

APPT-37

Draft 1

Appointment of the following individual to the Maryland-National Capital Park and Planning Commission Audit Committee:

Mr. Benjamin H. Williams

Jackie Brown, Director of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Pursuant to proper notice, the public hearing convened at 10:41 a.m. Mr. Williams was present and spoke on his own behalf. All persons wishing to speak having done so, the public hearing was declared held.

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

Aye	6 -	Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent		Davis, Harrison and Toles

APPT-40

Draft 1

Appointment of the following individuals to the Spending Affordability Committee for Prince George's County:

Ms. Terri K. Bacote-Charles

Appointment:

Replacing: Dr. Barbara K. Atrostic

Term Expiring 6/5/2018

Full Term Expiration: 6/5/2020

Mr. Robert R. Hagans, Jr.

Appointment/Chairman

Replacing: Ms. Janet E. Everette

Term Expiration: 6/30/2020

Mr. Henry W. Mosley

Appointment

Replacing: Mr. Norman I. Carter III

Full Term Expiration: 6/30/2019

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. Pursuant to proper notice, the public hearing convened at 10:45 a.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 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 Lehman, seconded by Council Member Turner, that these Appointments be confirmed. The motion carried by the following vote:

Aye 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner

Absent Davis, Harrison and Toles

[APPT-42](#)

Draft 1

Appointment of the following individuals to the Nuisance Abatement Board for Prince George's County:

Mr. Donnie T. Arrington

Appointment/Citizen Member

Replacing: Mr. Anthony Fazio

Term Expiration: 1/5/2020

Mr. Douglas S. Roeser

Appointment/Citizen Member

Replacing: Ms. Alice Bishop

Term Expiration: 1/5/2020

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 convened at 10:51 a.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 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 Taveras, seconded by Council Member Turner, that these Appointments be confirmed. The motion carried by the following vote:

Aye 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner

Absent

Davis, Harrison and Toles

[APPT-45](#)

Draft 1

Appointment of the following individuals to the Taxicab Board for Prince George's County:

Mr. Estifanos

Appointment: Industry Member

Replacing: Ernest LeFever

Term Expiration: 6/30/2019

Ms. Shirley Butler

Appointment: Citizen Member

Replacing: Cory Scoggins

Current Term Expiration: 6/30/2018

Full Term Expiration: 6/30/2020

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 convened at 10:54 a.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 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 Patterson, seconded by Council Member Lehman, that these Appointments be confirmed. The motion carried by the following vote:

Aye 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner**Absent** Davis, Harrison and Toles**5. PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)**[CB-074-2017](#)

Draft 2

(SUBDIVISION BILL) - AN ACT CONCERNING SUBDIVISION

REGULATIONS -- EXEMPTIONS for the purpose of providing an exception to the requirements of the County Subdivision Regulations to allow certain structural repairs, under specified circumstances, to aged residential structures, in furtherance of safeguarding the public safety, health, and welfare of the citizens and residents of Prince George's County.

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

Attachment(s): [B2017074](#)
 [CB-74-2017 AIS](#)
 [CB-074-2017 Report](#)

Pursuant to proper notice, the public hearing was convened at 10:58 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 Council Member Lehman, seconded by Council Member Franklin, that this Council Bill be enacted. The motion carried by the following vote:

Aye 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent Davis, Harrison and Toles

[CB-079-2017](#)

Draft 2

AN ORDINANCE CONCERNING PERFORMANCE ARTS REHEARSAL STUDIOS - I-1 ZONE

for the purpose of providing a definition for a new Performance Arts Rehearsal Studio use in the Zoning Ordinance; permitting the use on land classified within the I-1 (Light Industrial) Zone under certain circumstances; and providing regulations for certain minimum off-street parking requirements applicable to Performance Arts Rehearsal Studio uses in Prince George's County.

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

Attachment(s): [B2017079](#)
 [CB-79-2017 AIS.pdf](#)
 [CB-079-2017 Report](#)

Pursuant to proper notice, the public hearing was convened at 10:59 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.

Under discussion, Council Member Glaros thanked several professional staff members for their assistance with this legislation.

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

[CB-097-2017](#)

Draft 1

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, 2017.

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

Attachment(s): [B2017097](#)
[CB-97-2017 AIS.pdf](#)
[CB-097-2017 Report](#)

Pursuant to proper notice, the public hearing was convened at 11:04 p.m. Thomas Haller 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 Turner, 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 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent Davis, Harrison and Toles

Under discussion, Council Member Lehman expressed concerns regarding the extension and the number of projects that could potentially be affected. Council Member Patterson expressed reservations about the legislations for similar reasons as those expressed by Council Member Lehman.

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

Aye 5 - Glaros, Franklin, Patterson, Taveras and Turner
Nay 1 - Lehman
Absent Davis, Harrison and Toles

[CB-122-2017](#)

Draft 1

AN ORDINANCE CONCERNING R-R (RURAL-RESIDENTIAL) AND C-S-C (COMMERCIAL-SHOPPING-CENTER) ZONES for the purpose of permitting townhouses in the R-R and C-S-C Zones under certain circumstances.

Sponsor(s): Franklin

Attachment(s): [B2017122](#)
[CB-122-2017 AIS](#)
[CB-122-2017 Report](#)
[CB-122-2017 Amendment #1](#)

Jackie Brown, Director of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Pursuant to proper notice, the public hearing was convened at 11:16 p.m.. Daniel Donohue 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 Franklin spoke to the intent of the amendment and responded to questions posed by Council Member Lehman.

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

Aye 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent Davis, Harrison and Toles

A motion was made by Council Member Franklin, 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 6 - Glaros, Franklin, Lehman, Patterson, Taveras and Turner
Absent Davis, Harrison and Toles

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

Aye 5 - Glaros, Franklin, Patterson, Taveras and Turner
Nay 1 - Lehman
Absent Davis, Harrison and Toles

[CB-123-2017](#)

Draft 1

AN ORDINANCE CONCERNING M-X-T ZONE for the purpose of making clarifying amendments to the regulations in the Zoning Ordinance applicable to the development of property within the M-X-T (Mixed Use - Transportation Oriented) Zones of Prince George's County.

Sponsor(s): Franklin

Attachment(s): [B2017123](#)
 [CB-123-2017 AIS.pdf](#)

Pursuant to proper notice, the public hearing was convened at 11:35 a.m. Daniel Donohue provided verbal testimony. All persons wishing to speak having done so, the public hearing was declared held. By request of the Sponsor, no final action was taken on this Bill.

The public hearing was held for this Council Bill.

[CB-125-2017](#)

Draft 1

AN ORDINANCE CONCERNING C-S-C ZONE for the purpose of permitting consolidated storage uses within the C-S-C (Commercial Shopping Center) Zones of Prince George's County, under certain specified circumstances.

Sponsor(s): Davis

Attachment(s): [B2017125](#)
[CB-125-2017 AIS.pdf](#)

Pursuant to proper notice, the public hearing was convened at 11:36 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 Council Member Turner, seconded by Council Member Franklin, that this Council Bill be enacted. The motion carried by the following vote:

Aye 5 - Glaros, Franklin, Patterson, Taveras and Turner
Absent Davis, Harrison, Lehman and Toles

[CB-063-2017](#)

Draft 1

AN ACT CONCERNING NUISANCE ABATEMENT BOARD for the purpose of amending the powers and duties of the Nuisance Abatement Board by authorizing the Board to enforce civil violations, and preside over administrative hearings pursuant to Subtitle 13, Division 12 of the County Code.

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

Attachment(s): [B2017063](#)
[CB-63-2017 AIS.pdf](#)
[CB-63-2017 Report](#)

Pursuant to proper notice, the public hearing was convened at 11:37 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 Council Member Taveras, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye 5 - Glaros, Franklin, Patterson, Taveras and Turner
Absent Davis, Harrison, Lehman and Toles

[CB-064-2017](#)

Draft 2

AN ACT CONCERNING ADMINISTRATIVE HEARINGS for the purpose of establishing the provisions for administrative hearings.

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

Attachment(s): [CB-64-2017 AIS](#)
[CB-64-2017 Report](#)

Pursuant to proper notice, the public hearing was convened at 11:38 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.

Council Member Turner spoke to the intent of the amendment.

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

Aye 5 - Glaros, Franklin, Patterson, Taveras and Turner

Absent Davis, Harrison, Lehman and Toles

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 5 - Glaros, Franklin, Patterson, Taveras and Turner

Absent Davis, Harrison, Lehman and Toles

6. PUBLIC HEARING – RESOLUTION

[CR-088-2017](#)

Draft 1

A RESOLUTION CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year Financing Agreement for the financing of certain public infrastructure improvements.

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

Attachment(s): [R2017088](#)
[CR-88-2017 AIS](#)

Pursuant to proper notice, the public hearing was convened at 11:40 p.m. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

This Resolution was public hearing held

RECESS

The meeting went into recess at 11:43 a.m.

COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)

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

Committee Report for details.

COUNTY COUNCIL SESSION - CONTINUED - (COUNCIL HEARING ROOM)

Additional County Council items were considered. See separate meeting minutes for details.

EXECUTIVE SESSION SUMMARY - MEETING HELD ON OCTOBER 31, 2017

[EX 10312017](#)

Draft 1

Motion to convene in executive session to discuss personnel issues and to consult with legal counsel to obtain legal advice in accordance with Section 3-305(b), (1) (i) (ii), and (7), General Provisions Article, Annotated Code of Maryland.

On 10/31/2017, a motion was made by Council Member Lehman, seconded by Vice Chair Glaros, to convene into Executive Session. The motion carried by the following vote:

Aye: 7 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson and Turner; Absent: Taveras and Toles

Date of Executive Session: October 31, 2017

Beginning Time: 10:44 a.m.

Ending Time: 11:01 p.m.

Members Present:

CM Davis, Chairman

CM Glaros, Vice-Chairwoman

CM Franklin

CM Harrison

CM Lehman

CM Patterson

CM Taveras

CM Toles

CM Turner

Others Present:

Robert Williams, Jr.

William Hunt

Ree Floyd

Leroy D. Maddox, Jr.

Topics Discussed:

- 1) Appointment of 2 members to the Spending Affordability Commission

Vote Closing the Meeting pursuant to Section 3-305(1)(i), (7) : 7 - 0

Executive Session Summary

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council