



Prince George's County Council

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

Meeting Minutes - Final County Council

Todd M. Turner, Chair, District 4
Monique Anderson-Walker, District 8
Derrick Leon Davis, District 6
Thomas E. Dernoga, District 1
Mel Franklin, At-Large
Dannielle M. Glaros, District 3
Sydney J. Harrison, District 9
Calvin S. Hawkins, II, At-Large
Jolene Ivey, District 5
Rodney C. Streeter, Vice Chair, District 7
Deni L. Taveras, District 2

Robert J. Williams, Jr., Council Administrator

Tuesday, September 17, 2019

1:30 PM

Council Hearing Room

1:00 P.M. - AGENDA BRIEFING - (ROOM 2027)

The Agenda Briefing convened at 1:18 p.m. with the following members present: Chair Turner, Vice Chair Streeter and Council Members Anderson-Walker, Ivey, Harrison and Dernoga.

1:15 P.M. - PRESENTATION OF PROCLAMATIONS/COMMENDATIONS - (COUNCIL HEARING ROOM)

Presentation of Proclamations commenced at 1:40 p.m.

PROCLAMATION presented to Stephanie Fleming, Behnke Nursery, in recognition of their "Exemplary Public Service" in Prince George's County. (Council Member Thomas E. Dernoga and Council Chair Todd M. Turner)

Council Member Thomas E. Dernoga and Council Chair Todd M. Turner presented a proclamation to Stephanie Fleming, Behnke Nursery, in recognition of their exemplary service. Ms. Fleming was present to accept and was accompanied by her cousin Jean who worked in the nursery and her

Aunt Eleanor Behnke, wife of Uncle Roland who ran the nursery for many many years. Council Members Harrison, Ivey, Hawkins, Anderson-Walker, Taveras, Streeter, Franklin and Glaros were also present for the presentation.

SPECIAL RECOGNITION/PRESENTATION - (COUNCIL HEARING ROOM)

This Special Recognition commenced at 1:48 p.m.

RECOGNITION of the Prince George's County Council by the Silver Hill Volunteer Fire and Rescue Squad, Inc. for their support of the volunteers in the County.

Chief Matthew Fowler, Silver Hill Volunteer Fire and Rescue Squad presented a plaque to each Council Member as a means of "giving back" and saying thank you for the support of their organization. Chief Fowler was accompanied by Assistant Chief Eugene Jones, President Charles Diana and former Vice President and President Mike Alfieri. Council Chair Turner, Council Vice Chair Streeter and Council Members Harrison, Ivey, Hawkins, Anderson-Walker, Taveras, Franklin, Dernoga and Glaros were present to accept.

1:30 P.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order by Chair Turner at 1:56 p.m. with 10 members present at roll call. Council Member Davis arrived a 2:05 p.m.

Present: 11 - Chair Todd Turner
Council Member Monique Anderson-Walker
Council Member Derrick Davis
Council Member Thomas Dernoga
Council Member Mel Franklin
Council Member Dannielle Glaros
Council Member Sydney Harrison
Council Member Calvin S. Hawkins
Council Member Jolene Ivey
Vice Chair Rodney Streeter
Council Member Deni Taveras

Also present:

Robert J. Williams, Jr., Council Administrator

William M. Hunt, Deputy Council Administrator

Donna J. Brown, Acting Clerk

Theresa D. Myers, Legislative Assistant

Monica Best James, Legislative Officer

Howard W. Stone, Director, GOFP Committee and Co-Director, HHSPS Committee

Jackie Brown, Director, PHED Committee

J. Kenneth Battle, Jr., Director, TIEE Committee

Candice Austin, Office of the County Executive

Amanda Dennison, Office of Law

INVOCATION:

The Invocation was provided by Reverend Sylvia E. Sumter, Unity of Washington, D.C. Council Member Anderson-Walker requested God's blessing and guidance as her daughter Jasmine Walker turns 21 years old. Council Member Taveras asked for prayer for Council Member Sydney Harrison on his birthday. Council Member Ivey requested prayer the family of Barbara Fletcher-Martin, long time educator, who was funeralized this morning. Council Member Glaros requested prayers for the Legislative Branch family to help those experiencing difficult times. Council Member Franklin congratulated Fred Harley and his wife Ella on their 55th wedding anniversary.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Anderson-Walker.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

LEGISLATIVE DAY NO. 23

1. CONSENT AGENDA**(a) Approval of County Council Minutes**[MIN 09102019](#)

County Council Minutes dated September 10, 2019.

These Minutes were approved.**(b) First Reading of Bills (Presentation)**[CB-045-2019](#)

Draft 1

AN ORDINANCE CONCERNING C-S-C ZONE-TABLE OF USES for the purpose of permitting 'Gas Station', 'Food or beverage store in combination with a gas station', 'Apartment housing for the elderly or physically handicapped', 'Dwelling, multifamily' and 'Townhouse' uses in the C-S-C (Commercial Shopping Center) Zone of Prince George's County, under certain circumstances.

Sponsor(s): Turner**Attachment(s)**: [B2019045](#)
[CB-045-2019 AIS](#)**This Council Bill was presented and referred to the Planning, Housing and Economic Development Committee.**[CB-046-2019](#)

Draft 1

AN ACT CONCERNING PRINCE GEORGE'S COUNTY ANIMAL CONTROL ORDINANCE for the purpose of amending provisions of the County Code regulating animal care and control, amending certain definitions and generally relating to the requirements for comprehensive animal management.

Attachment(s): [B2019046](#)
[CB-046-2019 AIS](#)**This Council Bill was presented and referred to the Transportation, Infrastructure, Energy and Environment Committee.**

CONSENT AGENDA - (CONTINUED)[CB-047-2019](#)

Draft 1

AN ACT CONCERNING BUILDING CODE - UNPERMITTED

CONSTRUCTION for the purpose of amending and adopting certain provisions of the International Building Code related to unpermitted construction and establishing a penalty in the form of a fee and an additional permit for owners cited for unpermitted construction.

Attachment(s): [B2019047](#)
[CB-047-2019 AIS](#)

This Council Bill was presented and referred to the Planning, Housing and Economic Development Committee.

[CB-048-2019](#)

Draft 1

AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION AND STORMWATER MANAGEMENT BONDS

for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Four Hundred Fifty-Five Million, Five Hundred Twenty-Three Thousand (\$455,523,000) in aggregate principal amount of general obligation and stormwater management bonds for the purpose of providing funds for financing in whole or in part costs of the planning, acquisition, construction, reconstruction, establishment, extension, enlargement, demolition, or improvement of certain capital projects and capital projects constituting facilities (including without limitation any land, interest in land or equipment) for the control and disposition of storm and surface waters, including floodproofing, flood control or navigation programs and other stormwater programs and systems, environmental restoration and/or wetlands construction, and the protection, conservation, creation and acquisition of certain property described in the Maryland Annotated Code Environment Article . . .

Attachment(s): [B2019048](#)
[CB-048-2019 Attachment 1](#)
[CB-048-2019 AIS](#)

This Council Bill was presented and referred to the Government Operations and Fiscal Policy Committee.

CONSENT AGENDA - (CONTINUED)**(c) Introduction of Resolutions****[CR-075-2019](#)**

Draft 1

A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (AUGUST 2019 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan.

Sponsor(s): Turner, Davis, Streeter, Glaros, Taveras and Hawkins

Attachment(s): [R2019075](#)
[CR-075-2019 Attachments A & B](#)
[CR-075-2019 AIS](#)

The 2008 Water and Sewer Plan provides for three cycles of category change requests annually to amend the Plan. This Resolution represents the August 2019 Cycle of Amendments. Two (2) category change requests in the Western Branch sewer basin, and one (1) category change request in the Mattawoman sewer basin. Environment Article, Title 9, Subtitle 5, of the Maryland Annotated Code, sets procedures for amendments and revisions to the Plan. At least 30 days prior to the public hearing on the amendments, the County Council must submit to the Washington Suburban Sanitary Commission and Maryland-National Capital Park and Planning Commission a copy of the resolution for their recommendations.

This Resolution was introduced by Council Members Turner, Davis, Streeter, Glaros, Taveras and Hawkins and referred to the Transportation, Infrastructure, Energy and Environment Committee.

[CR-076-2019](#)

Draft 1

A RESOLUTION CONCERNING APPROVAL OF A CERTAIN REFUNDING PLAN OF THE WASHINGTON SUBURBAN SANITARY COMMISSION FOR THE ISSUANCE OF REFUNDING BONDS for the purpose of approving the Refunding Plan of the Washington Suburban Sanitary Commission for the refunding of certain bonds of the Washington Suburban Sanitary District through the issuance of General Construction Refunding Bonds, Water Supply Refunding Bonds and Sewage Disposal Refunding Bonds of the Washington Suburban Sanitary District.

Sponsor(s): Turner, Davis, Anderson-Walker, Harrison, Streeter, Franklin, Glaros, Taveras and Hawkins

Attachment(s): [R2019076](#)
[CR-076-2019 Exhibit A \(Debt Refunding Plan\)](#)
[CR-076-2019 Executive's Certificate of Approval](#)
[CR-076-2019 AIS](#)

Section 22-114 of the Public Utilities Article of the Annotated Code of Maryland requires that the issuance of refunding bonds by the Washington Suburban Sanitary District be approved by the County Executive and County Council of Prince George's County and Montgomery County, respectively. The Debt Refunding Plan will provide WSSC with the opportunity to realize debt service savings.

This Resolution was introduced by Council Members Turner, Davis, Anderson-Walker, Harrison, Streeter, Franklin, Glaros, Taveras and Hawkins and referred to the Transportation, Infrastructure, Energy and Environment Committee.

[Consent27](#)

MOTION TO ADOPT CONSENT AGENDA

A motion was made by Council Member Davis, seconded by Vice Chair Streeter, that the Consent Agenda be adopted. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

No items were considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

No items were considered.

4. PUBLIC HEARINGS: - (COUNCIL HEARING ROOM)**[APPT-29-19](#)****Appointment of the following individual to the Washington Suburban Sanitary Commission (WSSC) for Prince George's County:**

Ms. Sandra L. Thompson

Appointment

Replacing: Thomasina V. Rogers

Term Expiration: 6/1/2023

Attachment(s): [APPT-29-19 Report](#)

Pursuant to proper notice, the public hearing was convened at 2:09 p.m. Council Member Taveras as Chair of the Transportation, Infrastructure, Energy and Environment Committee provided a verbal report of the actions and recommendations of the Committee. Mr. Floyd Holt, Deputy Chief Administrative Officer, introduced the nominees to the Council on behalf of the County Executive and spoke to their character and credentials. Ms. Thompson was present and spoke on her own behalf. All persons wishing to speak having done so, the public hearing was declared held.

This public hearing was held.

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

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

[APPT-33-19](#)**Appointment of the following individuals to the Human Relations Commission for Prince George's County:**

Mr. Nathaniel Bryant

Appointment

Replacing: Katrina D. Burson

Term Expiration: 6/30/2022

Ms. Adonna Bannister Green

Appointment

Replacing: Gerald Folson

Term Expiration: 6/30/2021

Ms. Wendi J. Howard

Appointment

Replacing: A. Janelle Johnson

Term Expiration: 6/30/2022

Ms. Sylvia L. Johnson

Appointment

Replacing: Vacant

Term Expiration: 6/30/2022

Mr. Ademola Oduyebo

Appointment

Replacing: Troy D. Lowe

Term Expiration: 6/30/2022

Ms. Andrea R. Price-Carter

Appointment

Replacing: Merrill Smith, Jr.

Term Expiration: 6/30/2021

Ms. Charlene D. Proctor

Appointment

Replacing: Walter Howell

Term Expiration: 6/30/2022

Mr. Joseph S. Reed

Appointment

Replacing: Seth Zirkle

Term Expiration: 6/30/2020

Ms. Felicia Lasley Sadler

Appointment

Replacing: Eric Jackson

Term Expiration: 6/30/2021

Mr. Wade A. Woolfolk

Appointment

Replacing: Eugene Langbehn

Term Expiration: 6/30/2022

Attachment(s): [APPT-33-19 Report](#)

Pursuant to proper notice, the public hearing was convened at 2:17 p.m. Council Member Davis as Chair of the Government Operations and Fiscal Policy Committee, provided a verbal report of the actions and

recommendations of the Committee. Miriam Brewer, Appointment Liaison, 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.

This Appointment was public hearing held

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

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

5. BILL ELIGIBLE FOR FINAL READING – (ENACTMENT)

[CB-014-2019](#)

Draft 2

AN ORDINANCE CONCERNING ZONING - DEFINITIONS - URBAN

FARM for the purpose of amending the definition of “Urban farm” uses in the Zoning Ordinance to generally align with the corresponding definition of “Urban farm” within the proposed new zoning laws approved via CB-013-2018, being also Chapter No. 37, Laws of Prince George’s County, Maryland, and to permit the use in certain residential, commercial, and industrial zones in Prince George's County.

Sponsor(s): Taveras, Franklin, Ivey, Harrison, Davis, Glaros, Dernoga and Hawkins

Attachment(s): [B2019014](#)
[CB-014-2019 AIS](#)
[CB-014-2019 Report](#)

Motion was made by Council Member Taveras; seconded by Council Member Dernoga to amend CB-14-2019, Draft 2.

A substitute motion was made by Council Member Glaros, seconded by Council Member Dernoga, that Amendment #1 be revised as follows: On line 16 delete "Residential," and on line 17 delete "On page 5, in Footnote 112, Subsection (F), in Residential Zones,". The motion carried by the following vote:

Aye 8 - Turner, Davis, Dernoga, Franklin, Glaros, Harrison, Streeter and Taveras

Nay 2 - Hawkins and Ivey

Absent Anderson-Walker

Back to the main motion made by Council Member Taveras, seconded by Council Member Dernoga, that this Council Bill be amended as revised by the previous vote. The motion carried by the following vote:

Aye 10 - Turner, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras
Absent Anderson-Walker

A motion was made by Council Member Davis, seconded by Council Member Dernoga, CB-014-2019, Draft 3 be enacted. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

6. RECONSIDERATION OF BILLS - (COUNCIL HEARING ROOM)

[CB-034-2019](#)

Draft 2

AN ORDINANCE CONCERNING INDUSTRIAL ZONES for the purpose of providing additional regulations for fences and walls in the Industrial Zones.

Sponsor(s): Ivey, Hawkins, Anderson-Walker, Franklin and Glaros

Attachment(s): [B2019034](#)
[CB-034-2019 AIS](#)
[CB-034-2019 Report](#)

A motion was made by Council Member Davis, seconded by Vice Chair Streeter, to reconsider the previous action to enact CB-34-2019. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

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

Nay 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

A motion was made by Council Member Ivey, seconded by Council Member Davis, that CB-34-2019, Draft 2 be amended. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

The Clerk was directed to schedule a public hearing on CB-34-2019, Draft 3.

RECONSIDERATION OF BILLS - (COUNCIL HEARING ROOM) - (CONTINUED)**[CB-029-2019](#)**

Draft 2

AN ORDINANCE CONCERNING R-T ZONE for the purpose of permitting townhouses in the R-T (Townhouse) Zone.

Sponsor(s): Davis, Turner, Harrison, Streeter, Glaros and Hawkins

Attachment(s): [B2019029](#)
[CB-029-2019 AIS](#)
[CB-029-2019 Report](#)

A motion was made by Council Member Davis, seconded by Vice Chair Streeter, to reconsider the previous action to enact CB-29-2019. The motion carried by the following vote:

Aye 8 - Turner, Davis, Franklin, Glaros, Hawkins, Ivey, Streeter and Taveras
Absent Harrison
Abstain 2 - Anderson-Walker and Dernoga

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

Nay 9 - Turner, Davis, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras
Abstain 2 - Anderson-Walker and Dernoga

A motion was made by Council Member 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. The motion carried by the following vote:

Aye 9 - Turner, Davis, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras
Abstain 2 - Anderson-Walker and Dernoga

A motion was made by Council Member Davis, seconded by Council Member Franklin, CB-029-2019, Draft 2 be reenacted. The motion carried by the following vote:

Aye 9 - Turner, Davis, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras
Abstain 2 - Anderson-Walker and Dernoga

[Add7-19](#)**ADDITION TO THE AGENDA**

A motion was made by Council Member Davis, seconded by Council Member Harrison, that the Additions package be accepted. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

[EX 09172019](#)

Discussion to consider proposal for business to remain in the State in accordance with Section 3-305(b)(4) General Provisions, Annotated Code of Maryland.

Pursuant to the Open Meetings Act, Council Chair Turner read the following closing statement into the record: "Motion to convene in Executive Session Pursuant to Section 3-305(b)(4), General Provisions Article, Annotated Code of Maryland, to discuss a matter that concerns the proposal for a business to locate, expand, or remain in the state, specifically, to be briefed by and discuss matters regarding the University of Maryland Capital Region Health (UMCRH), in the interest of protecting the business's information."

A motion was made by Council Member Glaros, seconded by Council Member Davis, to convene into Executive Session. The motion carried by the following vote:

Aye 10 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Ivey, Streeter and Taveras

Absent Hawkins

[REC48-19](#)**RECESS**

The meeting recessed at 3:08 p.m.

A motion was made by Council Member Davis, seconded by Vice Chair Streeter, to recess the meeting; the motion carried by voice vote.

DISTRICT COUNCIL ITEMS - (COUNCIL HEARING ROOM)

(SEE SEPARATE DISTRICT COUNCIL MINUTES)

7:00 P.M. – JOINT PUBLIC HEARING - (COUNCIL HEARING ROOM)

(SEE SEPARATE MEETING MINUTES)

Prepared by:

Theresa D. Myers, Legislative Assistant

Submitted by:

Donna J. Brown, Acting Clerk of the Council