

Prince George's County Council

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

Meeting Minutes - Final County Council

Calvin S. Hawkins, II, Chair, At-Large
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
Jolene Ivey, District 5
Rodney C. Streeter, District 7
Deni L. Taveras, Vice Chair, District 2
Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, June 15, 2021

10:00 AM

VIRTUAL MEETING

10:00 A.M. - CALL TO ORDER - (VIRTUAL MEETING)

The meeting was called to order at 10:02 a.m. with 10 members present. Council Member Franklin arrived at 10:05 a.m.

Present:

11 - Chair Calvin S. Hawkins

Council Member Monique Anderson-Walker

Council Member Derrick Davis
Council Member Thomas Dernoga
Council Member Mel Franklin
Council Member Dannielle Glaros
Council Member Sydney Hamisen

Council Member Sydney Harrison Council Member Jolene Ivey

Council Member Rodney Streeter Council Member Deni Taveras

Council Member Todd Turner

Also present:

Robert J. Williams, Jr., Council Administrator William M. Hunt, Deputy Council Administrator Colette Gresham. Associate Council Administrator Donna J. Brown, Clerk of the Council Theresa D. Myers, Legislative Assistant Leonard D. Moses, Zoning Assistant Terry L. Bell, Council Liaison Amanda Denison, Associate County Attorney Sakinda Skinner, Associate County Attorney Dinora Hernandez, Legislative Officer Sandra Eubanks. EWD Committee Director Leroy Maddox, Jr., Legislative Officer Jackie Brown, PHED Committee Director Karen Zavakos, Legislative & Zoning Counsel Howard Stone, GOFP Committee Director J. Kenneth Battle, TIEE Committee Director Kathy Canning, Legislative Officer Nathaniel Tutt, III, HHSPS Committee Director Donna Whitman, Legislative Officer Monica Best James, Legislative Officer James Walker-Bey, Zoning Reference Aide

INVOCATION:

Artis Hampshire-Cowan introduced Reverend Matthew Lawrence Watley, Senior Pastor, Kingdom Fellowship AME, Silver Spring, Maryland.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Derrick Leon Davis.

LEGISLATIVE DAY NO. 21

1. CONSENT AGENDA

(a) Approval of County Council Minutes

MIN 06082021

County Council Minutes dated June 8, 2021.

Attachment(s): 06082021

These minutes were approved.

(b) First Reading of Bills (Presentation)

CB-043-2021

Draft 1

AN ACT CONCERNING WORKERS' RIGHT TO REINSTATEMENT AND

RETENTION for the purpose of requiring certain employers to recall and reinstate certain employees who have been laid off after the imposition of the COVID-19 state of emergency; specifying the procedures by which the recall and reinstatement would operate; prohibiting retaliation against employees for seeking to enforce his or her rights under this Act by any lawful means, for participating in proceedings related to this Act, for opposing any practice proscribed by this Act, or for otherwise asserting rights under this Act; requiring certain reports; defining certain terms; and establishing certain penalties.

Sponsor(s): Ivey and Dernoga

Attachment(s): B2021043

CB-043-2021 AIS

This Council Bill was presented by Council Members Ivey and Dernoga and referred to the Sitting as the Committee of the Whole.

CB-044-2021

Draft 1

AN ORDINANCE CONCERNING INDUSTRIAL ZONES-PERMITTED

<u>USES-DEPARTMENT OR VARIETY STORES</u> for the purpose of amending the Industrial Table of Uses in the Zoning Ordinance to clarify that Department or Variety Store Uses under 13,000 square feet are permitted uses in the Planned Industrial/Employment Park (I-3) Zone of Prince George's County.

Sponsor(s): Ivey

Attachment(s): B2021044

CB-044-2021 AIS

This Council Bill was presented by Council Member Ivey and referred to the Sitting as the Committee of the Whole. CB-045-2021

Draft 1

AN ACT CONCERNING PROPERTY TAX CREDIT for the purpose of

defining the Brown Station Road Sanitary Landfill Impact Zone and authorizing the partial property tax credit for residential real property located in an area adversely impacted by the Brown Station Road Sanitary Landfill.

Sponsor(s): Davis

<u>Attachment(s)</u>: B2021045

LIZ April 2021 2080 units Landfill Impact Zone

CB-045-2021 AIS

This Council Bill was presented by Council Member Davis and referred to the Sitting as the Committee of the Whole.

CB-046-2021

Draft 1

AN ACT CONCERNING STORMWATER MANAGEMENT RETROFIT

PROGRAM for the purpose of providing for a certain increase in certain residential lifetime rebate ceilings; providing for an increase in certain municipal stormwater management projects under certain conditions; providing for conservation landscaping; and generally relating to the Stormwater Management Retrofit Program.

Sponsor(s): Glaros

<u>Attachment(s)</u>: B2021046

CB-046-2021 AIS

This Council Bill was presented by Council Member Glaros and referred to the Sitting as the Committee of the Whole.

CB-047-2021

Draft 1

AN ORDINANCE CONCERNING COMPREHENSIVE DESIGN

ZONES-ADDITIONAL REQUIREMENTS for Specific Uses-Planned

Environmental Preservation Community for the purpose of adding conservation landscaping as a low-impact development technique for Planned Environmental Preservation Community uses in Prince George's County.

Sponsor(s): Glaros

<u>Attachment(s)</u>: <u>B2021047</u>

CB-047-2021 AIS

This Council Bill was presented by Council Member Glaros and referred to the Sitting as the Committee of the Whole.

CB-048-2021

Draft 1

AN ORDINANCE CONCERNING GAS STATIONS - SPECIAL EXCEPTION
REQUIREMENTS - ELECTRIC VEHICLE CHARGING STATIONS AND
DISTANCE REQUIREMENTS for the purpose of amending the definition of Gas
station uses in the Zoning Ordinance and requiring that Special Exceptions
approved for Gas station uses include a minimum distance from residential uses

and at least two (2) electric vehicle charging stations.

Sponsor(s): Glaros

<u>Attachment(s)</u>: B2021048

CB-048-2021 AIS

This Council Bill was presented by Council Member Glaros and referred to the Sitting as the Committee of the Whole

(c) Introduction of Resolutions

CR-068-2021

Draft 1

<u>A RESOLUTION CONCERNING MILITARY LEAVE</u> for the purpose of amending the Salary Plan of the County to reflect the continuation of certain military leave benefits and the eligibility requirements for certain military leave benefits.

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

Attachment(s): R2021068

CR-068-2021 AIS

This legislation provides for the continuation of certain military leave benefits and the eligibility requirements for certain military leave benefits for County employees in the National Guard of the United States or the Reserves who were called to active duty as a result of the September 11, 2001 terrorist attacks, the war on terrorism and/or military action in Afghanistan and Iraq. The benefits established by this legislation shall continue as provided previously by CR-19-2019 and shall be retroactive to March 1, 2021. The fiscal impact will be provided by the Office of Management and Budget. These benefits shall expire on March 1, 2023.

This Resolution was introduced by Council Members Hawkins, Franklin, Davis, Harrison, Turner, Ivey, Dernoga, Streeter, Taveras, Glaros and Anderson-Walker and referred to the Sitting as the Committee of the Whole.

CR-069-2021

Draft 1

A RESOLUTION CONCERNING EXTENSION OF TEMPORARY

RESTAURANT OUTDOOR SEATING AUTHORIZATION for the purpose of extending the temporary suspension of certain restrictions on outdoor seating arising under Subtitle 27 of the Prince George's County Code, being also the Prince George's County Zoning Ordinance, and providing for the extension of temporary expedited administrative process to authorize outdoor dining to otherwise lawful eating and drinking establishment uses on adjacent exterior space or shared exterior space, under certain circumstance to further economic recovery.

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

<u>Attachment(s)</u>: R2021069

CR-069-2021 AIS

This Resolution extends the temporary suspension of certain restrictions on outdoor seating arising under Subtitle 27 of the Prince George's County Code, and provides for the extension of temporary expedited administrative process to authorize outdoor dining to otherwise lawful eating and drinking establishment uses on adjacent exterior space or shared exterior space, under certain circumstance to further economic recovery.

This Resolution was introduced by Council Members Hawkins, Davis, Franklin, Anderson-Walker, Dernoga, Harrison, Turner, Taveras, Glaros and Streeter and referred to the Sitting as the Committee of the Whole.

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

NO ITEMS WERE CONSIDERED

Consent23-21 MOTION TO ADOPT CONSENT AGENDA

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

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

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

LTR 06152021a Draft 1 Proposed letter to the Honorable Dr. Juanita Miller, Chair, Prince George's County Board of Education, approving their FY 2021 Operating Budget First Financial Review and Transfer Request.

Attachment(s): BOE First Financial Review FY2021 Letter

BOE First Financial Review FY 21 Report FY 2021 Financial Review 1 A & I Report

Sandra Eubanks, Director of the Education and Workforce Development

Committee (EWD) provided a verbal report of the actions and recommendations of the Committee of the Whole.

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

Aye

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

LTR 06152021b

Draft 1

Proposed letter to the Honorable Dr. Juanita Miller, Chair, Prince George's County Board of Education, approving their FY2021 Operating Budget Second Financial Review and Transfer Request.

Attachment(s): BOE Second Financial Review FY 2021 Letter

BOE Second Financial Review FY21 Report FY 2021 Financial Review 2 A & I Report

Sandra Eubanks, Director of the Education and Workforce Development Committee (EWD) provided a verbal report of the actions and recommendations of the Committee of the Whole.

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

Aye

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

4. SECOND READING OF BILLS – (INTRODUCTION)

CB-029-2021

Draft 2

<u>AN ACT CONCERNING MOBILE UNITS AND FOOD SAFETY</u> for the purpose of amending the definition of depots to include registration, annual inspections and annual reporting and the vehicle identification requirements.

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

Attachment(s): B2021029

<u>CB-029-2021 AIS</u> CB-029-2021 Report

Donna Whitman, Legislative Officer, provided a verbal report of the actions and recommendations of the Committee of the Whole.

This Bill amends the definition of depots to include registration, annual

inspections and annual reporting and the vehicle identification requirements.

This Council Bill was introduced by Council Members Glaros, Turner, Taveras, Hawkins, Streeter, Davis, Anderson-Walker, Franklin, Dernoga, Harrison and Ivey.

CB-031-2021

Draft 1

AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2021 CAPITAL BUDGET for the purpose of providing supplementary appropriations to the Medical Unit Renovation and Expansion project (4.56.0005), Suitland Manor (8.90.0003) and Systemic Replacement 2 (4.77.0009); and amending the Approved Fiscal Year 2021-2026 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

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

Attachment(s): B2021031

<u>CB-031-2021 Schedule A</u> CB-031-2021 Schedule B

CB-031-2021 Schedule C

<u>CB-031-2021 AIS</u> <u>CB-031-2021 Report</u>

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

This legislation concerns supplementary appropriations in the amount of \$6,485,000 in grant funding for the Medical Unit Renovation and Expansion (4.56.0005), \$6,000,000 in additional land sales for the Suitland Manor project (8.90.0003) and \$4,819,000 from the Approved FY 2021 State of Maryland's budget for the Systemic Replacements 2 project (4.77.0009).

This Council Bill was introduced by Council Members Hawkins, Streeter, Harrison, Franklin, Davis, Dernoga, Taveras, Ivey, Glaros, Turner and Anderson-Walker.

CB-037-2021

Draft 2

AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS,

INTRADEPARTMENTAL TRANSFER OF APPROPRIATIONS AND

INTERDEPARTMENTAL TRANSFER OF APPROPRIATIONS for the
purpose of declaring additional revenue and appropriating to the General Fund to
provide for costs that were not anticipated and included in the Approved Fiscal Year
2021 Budget and transferring surplus appropriation between various agencies and

providing an appropriation adjustment to the Special Revenue Fund.

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

<u>Attachment(s)</u>: B2021037

<u>CB-037-2021 AIS</u> <u>CB-037-2021 Report</u> <u>CB-037-2021 Transmittal</u>

Howard W. Stone, Director of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the Committee of the Whole.

This legislation provides supplementary appropriations and transfers surplus appropriations between various agencies and within various agencies in the General Fund to cover unanticipated and vital costs needed to meet year end operational requirements. The additional resources will support the following: (1) additional personnel expenses in the offices of the County Executive, Ethics and Accountability, Finance and Central Services along with the Board of License Commissioners; (2) overtime costs due to COVID-19 related activity in the Office of Homeland Security; (3) additional COVID-19 related invoices for the Office of Central Services; (4) COVID-19 hotel expenses to shelter the homeless in the Department of Social Services; (5) higher-than-anticipated expenses for contractual expenses in the Department of Permitting, Inspections and Enforcement; and (6) unanticipated operating expenses in the Department of Housing and Community Development. Additionally, the legislation includes a reallocation within the Office of Human Resources Management to reflect the transfer of contracted public safety investigators from compensation to operating expenses. Outside of the spending character reallocations, these costs are initially supported by the additional use of fund balance. The fiscal year 2021 General Fund budget as expressed by CB-24-2020 and amended by CB-24-2021 increases the budget from \$3,771,909,300 to \$3,777,384,200. The increase in revenue totals \$5,474,900.

This Council Bill was introduced by Council Members Hawkins, Streeter, Ivey, Turner, Taveras, Glaros, Anderson-Walker, Harrison, Dernoga, Franklin and Davis.

5. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

CR-041-2021

Draft 2

A RESOLUTION CONCERNING FISCAL YEAR ("FY") 2020 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT for

the purpose of amending the Prince George's County Fiscal Year ("FY") 2020 Annual Action Plan for Housing and Community Development in order to allow for a change in the use of Emergency Solutions Grants COVID-19 (ESG-CV) Program funds, in the amount of three million dollars (\$3,000,000), from one existing activity to other existing eligible activities in any category within the applicable Program from the FY 2020 Annual Action Plan.

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

<u>Attachment(s)</u>: R2021041

CR-041-2021 Attachment A CR-041-2021 Attachment B

<u>CR-041-2021 AIS</u> <u>CR-041-2021 Report</u>

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Davis, seconded by Council Member Turner, that Draft 2 of this Resolution be substituted in lieu of Draft 1.. The motion carried by the following vote:

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

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

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

CR-043-2021 Draft 2 A RESOLUTION CONCERNING FISCAL YEAR ("FY") 2020 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT for

the purpose of amending the Prince George's County Fiscal Year ("FY") 2020 Annual Action Plan for Housing and Community Development by approving the restructuring of a Community Development Block Grant ("CDBG") Program activity as a result of a change in the location and description of an activity originally described in the FY 2020 Annual Action Plan.

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

<u>Attachment(s)</u>: R2021043

CR-043-2021 Attachment A CR-043-2021 Attachment B

CR-043-2021 AIS CR-043-2021 Report

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Taveras, seconded by Council Member Ivey, that Draft 2 of this Resolution be substituted in lieu of Draft 1. The motion carried by the following vote:

Aye

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

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

Ave

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

6. INTRODUCTION AND ADOPTION OF RESOLUTIONS

CR-070-2021

Draft 1

A RESOLUTION CONCERNING THE EXTENSION OF TIME FOR THE FOOD SECURITY TASK FORCE for the purpose of extending the reporting time for the Food Security Task Force to November 30, 2021.

Sponsor(s): Turner and Glaros

<u>Attachment(s)</u>: R2021070

CR-070-2021 AIS

This Resolution was introduced by Council Members Turner, Glaros, Hawkins, Streeter, Ivey, Harrison, Franklin, Davis, Dernoga and Anderson-Walker.

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

Aye

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

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

Aye

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

A motion was made by Council Member Turner, seconded by Council Member Glaros, that Draft 2 of this Resolution be adopted. The motion carried by the following vote:

Aye

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

CR-071-2021 Draft 1 A RESOLUTION CONCERNING THE PRINCE GEORGE'S COUNTY RESPONSIBLE LEGACY TASK FORCE for the purpose of extending the reporting date to make recommendations and submit a final report.

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

Attachment(s):

R2021071

CR-071-2021 AIS

This Resolution was introduced by Council Members Turner, Hawkins, Taveras, Glaros, Dernoga, Davis, Streeter, Harrison, Ivey, Franklin and Anderson-Walker.

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

Aye

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

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

Aye

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

CR-072-2021

Draft 1

A RESOLUTION CONCERNING THE JUNETEENTH NATIONAL

FREEDOM DAY OBSERVANCE for the purpose of expressing support for the celebration of Juneteenth National Freedom Day.

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

<u>Attachment(s)</u>: R2021072

CR-072-2021 AIS

Council Member Davis, as sponsor of CR-072-2021, introduced his guest Dr. Dennis Doster who provided comments on the celebration of Juneteenth National Freedom Day.

This Resolution was introduced by Council Members Davis, Hawkins, Turner, Streeter, Ivey, Anderson-Walker, Glaros, Dernoga, Harrison, Franklin and Taveras.

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

Aye

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

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

Aye

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

BRIEFINGS: YOUTH SPORTS PROGRAMS

BR 06222021a

MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION - DEPARTMENT OF PARKS & RECREATION / YOUTH SPORTS DIVISION

Bill Tyler, Director, Department of Parks and Recreation Steve Carter, Deputy Director, Facility Operations Tommy Paolucci, Division Chief, Youth and Countywide Sports

Attachment(s): Presentation - PGParks, YCSD Sports

This Briefing was rescheduled to a later date.

BR 06222021b

PRINCE GEORGE'S COUNTY PUBLIC SCHOOLS (PGCPS) / YOUTH SPORTS

Dr. Helen Coley

Chief of School Support and Leadership

Ms. Shirley Diggs

Coordinating Supervisor of Interscholastic Athletics

Mychael Dickerson Chief of Staff

Attachment(s): Presentation PGCPS Youth Sports

This Briefing was rescheduled to a later date.

ADJOURN

THE MEETING ADJOURNED AT 11:35 A.M.

A motion was made by Council Member Franklin, seconded by Council Member Turner, that the meeting be adjourned. The motion carried unanimously.

Prepared by:
Theresa D. Myers, Legislative Assistant
Submitted by:
Donna I Brown Clerk of the Council