

Special Meeting
January 26, 2009

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The Special Meeting of the Annapolis City Council was held on January 26, 2009 in the Council Chamber. Mayor Moyer called the meeting to order at 7:03 p.m.

Present on Roll Call: Mayor Moyer, Alderwomen Hoyle, Finlayson, Aldermen Israel, Paone, Cordle, Stankivic, Shropshire, Arnett

Staff Present: Acting City Attorney Kling

PUBLIC HEARING

The order of the agenda was amended to allow for O-25-08, O-44-08, O-45-08, O-46-08, O-47-08, O-48-08 and R-05-09.

O-25-08 For the purpose of permitting limited additions to existing non-conforming duplexes in the R2 District.

Spoke in favor of the ordinance:

Elizabeth Fuller, 128 Duke of Gloucester Street, Annapolis, Maryland 21401

- Mayor Moyer declared the public hearing closed.

O-44-08 For the purpose of increasing the number of classes of individuals who are protected from discrimination in housing, so as to be consistent with current Federal and State protected categories.

No one from the general public spoke in favor of or in opposition to the ordinance.

- Mayor Moyer declared the public hearing closed.

O-45-08 For the purpose of expanding the exempt service of the City of Annapolis by the incorporation of the paralegal position into the exempt service.

No one from the general public spoke in favor of or in opposition to the ordinance.

- Mayor Moyer declared the public hearing closed.

O-46-08 For the purpose of authorizing a lease of certain municipal property located at 110 Compromise Street aka The Donner Lot and the Public Parking Lot between Fleet Reserve and Fawcett Boat Supplies from June 7, 2009 to June 6, 2010 subject to certain terms, provisions, and conditions, for the purpose of conducting an open-air farmers market.

Janna Howley, P.O. Box 15691, Washington, DC, 20003 representing Fresh Farm Markets, Inc gave a brief presentation on the ordinance.

Spoke in favor of the ordinance:

Tony Evans, 3 Constitution Square, Annapolis, Maryland 21401

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Mayor Moyer declared the public hearing closed.

- O-47-08** **For the purpose of authorizing a lease of certain municipal property located in the harbor and Dock Street areas to the Maryland Maritime Heritage Festival, Inc., a body corporate, from April 29 to May 4, 2009, subject to certain terms, provisions, and conditions, for the purpose of conducting a maritime festival.**

Spoke in favor of the ordinance:

Dave Hanson, 721 Genessee Street, Annapolis, Maryland 21401 representing Maryland Maritime Heritage Festival
Bob Burdon, 49 Old Solomons Island Road, Suite 204, Annapolis, Maryland 21401 representing Annapolis and Anne Arundel County Chamber of Commerce

No one else from the general public spoke in favor of or in opposition to the ordinance.

- Mayor Moyer declared the public hearing closed.

- O-48-08** **For the purpose of temporarily limiting parking on Maryland Avenue and Hanover Street to residents of the last block of Maryland Avenue and the last two blocks of Hanover Street during scheduled reconstruction of the street and sidewalks.**

No one from the general public spoke in favor of or in opposition to the ordinance.

- Mayor Moyer declared the public hearing closed.

- R-05-09** **For the purpose of approving the redevelopment of Obery Court public housing in Annapolis, Maryland to be financed either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through the Department's Community Development Administration (the "Administration").**

Present and testified on behalf of the resolution:

Executive Director, Eric C. Brown, 1217 Madison Street, Annapolis, Maryland 21401 representing the Housing Authority
Ivey Carter, 1318 E. Fort Avenue, 1st Floor, Baltimore, Maryland 21203 representing Pennrose

Spoke on the resolution:

Deborah Johnson, 1110 Madison Street, Apt # A-3, Annapolis, Maryland 21401 representing the tenants of College Creek Terrace and Obery Court
Felecia Wallace, 223 Admiral Drive, Annapolis, Maryland 21401
Tonya Booth, 42 College Creek Terrace, Annapolis, Maryland 21401
Linda Lawson, 21 Murray Avenue, Annapolis, Maryland 21401
Dora Brown, 119 Obery Court, Annapolis, Maryland 21401

Spoke in opposition to the resolution:

Karen Jennings, 16 Brewer Avenue, Annapolis, Maryland 21401 representing Anne Arundel Green Party
Carl A Gray, 108 College Creek Terrace, Annapolis, Maryland 21401 representing some of the senior citizens of College Creek Terrace
Robert H Eades, 32 Pleasant Street, Annapolis, Maryland 21401 representing African American Unity Coalition

No one else from the general public spoke in favor of or in opposition to the resolution.

- Mayor Moyer declared the public hearing closed.

The meeting was recessed at 8:55 p.m. and reconvened at 9:08 p.m.

The order of the agenda was resumed.

Without objection the public hearing on CA-04-08 and CA-06-09 were held jointly.

CA-04-08 For the purpose of amending the Charter of the City of Annapolis to change the structure of the City government to a council – manager form of government; defining the office of city manager, including appointment/termination powers; providing for the non-interference by the Mayor and Aldermen with the City Manager in the performance of his duties; establishing the City Manager as a position within the exempt service; and, redefining the powers and duties of the Office of the Mayor.

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CA-06-08 For the purpose of clarifying the role of the City Manager as chief administrative officer; enhancing the supervisory powers of City Manager with respect to departmental directors; and, providing that the dismissal of the City Manager must be approved by the mayor.

Spoke on the charter amendments:

Bob Burdon, 49 Old Solomons Island Road, Suite 204, Annapolis, Maryland 21401 representing Annapolis and Anne Arundel County Chamber of Commerce
Kevin Sullivan, 7 Cumberland Court, Annapolis, Maryland 21401
Tony Evans, 3 Constitution Square, Annapolis, Maryland 21401
Eric Schultz, 825 Bay Ridge Avenue, Annapolis, Maryland 21403
Betty Buchheister, 5 Wagner Street, Annapolis, Maryland 21401
Gilbert Renault, 115 Monticello Avenue, Annapolis, Maryland 21401
Don Lamb-Minor, 107 Northwest Street, Annapolis, Maryland 21401

Spoke in favor of the charter amendments:

Dean Johnson, 480 Schley Road, Annapolis, Maryland 21401 in favor of CA-06-08
Trudy McFall, 205 Scott Drive, Annapolis, Maryland 21401 in favor of CA-04-08 Amended
Dennis Conti, 141 E. Bay View Drive, Annapolis, Maryland 21403 21401 in favor of CA-04-08 Amended
Tricia Herban, 55 East Street, Annapolis, Maryland 21401 representing Historic Downtown Residents Association in favor of CA-04-08
Paul Foer, 921 Boucher Avenue, Annapolis, Maryland 21403 in favor of CA-04-08
Scott Bowling, 1979 Fairfax Road, Annapolis, Maryland 21401 in favor of CA-04-08
Andrew Fox, 505 Dewey Drive, Annapolis, Maryland 21401 in favor of CA-04-08
Michael Dye, 1315 Hawkins Lane, Annapolis, Maryland 21401 representing Annapolis Republican Central Committee in favor of CA-04-08
Greg Stiverson, 1303 Colony Drive, Annapolis, Maryland 21403 in favor of CA-04-08
Marcia Marshall, 539 2nd Street, Annapolis, Maryland 21403 in favor of CA-04-

08

Doug Smith, 5 Revell Street, Annapolis, Maryland 21401 in favor of CA-04-08

- At 11:10 p.m., Mayor Moyer requested Alderman Arnett preside over the meeting during her absence.

Bill Kardash, 1 Action Place, Annapolis, Maryland 21401 representing Annapolitians for a Better Community in favor of CA-04-08

Spoke in opposition to the charter amendments:

Gail Smith, 320 Halsey Road, Annapolis, Maryland 21401 representing County Councilman Josh Cohen

Cynthia Carter, 1311 Colony Drive, Annapolis, Maryland 21403

Scott Bowling, 1979 Fairfax Road, Annapolis, Maryland 21401 in opposition to CA-06-08

Tom Corboy, 16 Spa View Circle, Annapolis, Maryland 21401 in opposition to CA-04-08

Robert H Eades, 32 Pleasant Street, Annapolis, Maryland 21401

Chris Trumbauer, 5 Janwall Court, Annapolis, Maryland 21401 in opposition to CA-04-08

Zina Pierre, 1901 McGuckian Avenue, Annapolis, Maryland 21401

- Alderman Cordle moved to continue the legislative action beyond 11:00 p.m. Seconded. CARRIED on voice vote.

Tracey Ore, 265 Croll Drive, Annapolis, Maryland 21401 in opposition to CA-04-08

Bill Kardash, 1 Action Place, Annapolis, Maryland 21401 representing Annapolitians for a Better Community in opposition of CA-06-08

No one else from the general public spoke in favor of or in opposition to the charter amendments.

- Mayor Moyer declared the public hearings closed.

LEGISLATIVE ACTION

ORDINANCES

O-03-09 For the purpose of permitting in the MX Zoning District indoor theaters, accessory structures and/or architectural features such as clock towers to be up to 100 feet in height if attached to office and/or retail structures that are part of a Planned Development.

- Alderman Shropshire moved to adopt O-03-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee and Planning Commission.

- At 11:27 p.m., Mayor Moyer resumed the duties of the Chair.

The order of the agenda was amended to allow for R-06-09, R-07-09 and R-08-09.

RESOLUTIONS

R-06-09 For the purpose of amending the boundaries of the Annapolis/West Street Target Investment Zone designated in the State approved Management Plan in order to extend Target Investment Zone benefits, including eligibility for capital grants,

loans and Heritage Preservation Tax Credits from the Maryland Heritage Areas Authority Program to properties in the expanded area including Maryland Hall and the Wiley H. Bates Legacy Center.

- Alderman Shropshire moved to adopt R-06-09 on first reading. Seconded. CARRIED on voice vote.

R-07-09 For the purpose of approving the new job description for the Storm Water Management Engineer position.

- Alderwoman Hoyle moved to adopt R-07-09 on first reading. Seconded. CARRIED on voice vote.

Referred to Finance Committee

R-08-09 For the purpose of approving the new job description for the Public Works Maintenance Worker II position.

- Alderwoman Hoyle moved to adopt R-08-09 on first reading. Seconded. CARRIED on voice vote.

Referred to Finance Committee

The order of the agenda was resumed.

R-05-09 For the purpose of approving the redevelopment of Obery Court public housing in Annapolis, Maryland to be financed either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through the Department's Community Development Administration (the "Administration").

Executive Director, Eric C. Brown, 1217 Madison Street, Annapolis, Maryland 21401 representing the Housing Authority of the City of Annapolis was present and answered questions from Council.

Robert H. Eades, 32 Pleasant Street, Annapolis, Maryland 21401 representing African American Unity Coalition answered questions from Council.

- Alderman Arnett moved to adopt R-05-09 on second reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Alderwomen Hoyle, Finlayson, Aldermen Israel, Paone, Cordle, Arnett

NAYS: Alderman Stankivic, Shropshire

ABSTAIN: Mayor Moyer

CARRIED: 6/2/1

- Alderman Cordle moved to create a new resolution on the floor using the former amendment proposed by Alderman Arnett, and to call the resolution R-09-09. Seconded. CARRIED on voice vote.
- Alderman Cordle moved to amend the agenda to include R-09-09 on first reading. Seconded. CARRIED on voice vote.

The order of the agenda was amended to allow for R-09-09.

R-09-09 For the purpose of defining and clarifying the responsibilities of the Housing Authority of the City of Annapolis to the residents public housing and the City Council with respect to Council approval of the reconstruction of Obery Court, College Creek

Terrace and other public housing projects.

- Alderman Arnett moved to adopt R-09-09 on first reading. Seconded. CARRIED on voice vote.

There being no voiced objection, the rules were suspended to allow passage of the resolution at the meeting of its introduction.

- Alderman Cordle moved to adopt R-09-09 on second reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwomen Hoyle, Finlayson, Aldermen Israel, Paone, Cordle, Stankivic, Shropshire, Arnett

NAYS:

CARRIED: 9/0

The order of the agenda was resumed.

BUSINESS AND MISCELLANEOUS

1. Budget Amendment

- Alderwoman Hoyle moved to approve Budget Amendment GT-10-09. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 12:21 a.m.

Regina C. Watkins-Eldridge, CMC
City Clerk