

REGULAR MEETING

February 9, 2009

The Regular Meeting of the Annapolis City Council was held on, February 9, 2009 in the Council Chamber. Mayor Moyer called the meeting to order at 7:37 p.m.

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

Staff Present: Acting City Attorney Kling

- Alderman Arnett moved to approve the Journal of Proceedings for the Regular Meeting of January 12, 2009 and Special Meeting of January 26, 2009. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

Council Compensation Commission

Chairperson, Beth Garraway, 904 Creek Drive, Annapolis, Maryland 21403 presented the Commissions report for the compensation of the Mayor and Member, Steve Raabe, 8 Shiley Street, Annapolis, Maryland 21403 presented the commissions report for compensation of the Alderman.

Present and spoke in favor of commission recommendations

Member, Rhonda Pindell-Charles, 5 Dominoe Road, Annapolis, Maryland 21401
Member, Faye B. Currie, 204 Victor Parkway, Unit C, Annapolis, Maryland 21403
Member, Norman T. Sharps, 17 Bausum Drive, Annapolis, Maryland 21401

Comments by the General Public

Elizabeth Kinney, 941 Melvin Road, Annapolis, Maryland 21403 spoke in favor of R-60-08
John C. Livingston, Jr., 632 Santa Maria Lane, Davidsonville, Maryland 21035 spoke in favor of R-60-08
Tony Evans, 3 Constitution Square, Annapolis, Maryland 21401 spoke on R-62-08, compensation report and the Market House
Albert Brown, 7101 Bay Front Drive, Unit # 602, Annapolis, Maryland 21403 spoke in favor of a city manager
Arthur Kungle, Jr., P.O. Box 365, Annapolis, Maryland 21404-0365 spoke on the Light House Shelter, Annapolis Royal, Salvation Army and various other issues

CHARTER AMENDMENTS

CA-04-08 For the purpose of amending the Charter of the City of Annapolis to establish the office of City Manager; establishing the prerequisite qualifications of the City Manager; providing for the appointment and termination of the City Manager; specifying the powers and duties of the City Manager; providing for the non-interference by the Mayor and Aldermen with the City Manager in the performance of his duties; providing for the designation of an acting City Manager under certain circumstances; establishing the City Manager as a position within the exempt service; redefining the powers and duties of the Office of the Mayor.

- Alderman Arnett moved to adopt CA-04-08 on second reading. Seconded.
- Alderwoman Finlayson moved to call the question. Seconded. CARRIED by majority vote.

- Alderwoman Finlayson moved to withdraw the previous motion to call the question until the report from the Rules and City Government Committee has been given. Seconded. CARRIED by majority vote.

The Rules and City Government Committee reported favorably with amendments on CA-04-08.

The main motion DEFEATED on voice vote.

A ROLL CALL vote was taken:

YEAS: Aldermen Israel, Stankivic, Shropshire, Arnett
NAYS: Mayor Moyer, Alderwomen Hoyle, Finlayson, Aldermen Paone, Cordle
DEFEATED: 4/5

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.

- Alderwoman Finlayson moved to adopt CA-06-08 on second reading. Seconded.

The Rules and City Government Committee reported no action on CA-06-08.

The main motion DEFEATED on voice vote.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Finlayson, Aldermen Cordle
NAYS: Aldermen Israel, Paone, Stankivic, Shropshire, Arnett
ABSTAIN: Alderwomen Hoyle
DEFEATED: 3/5/1

ORDINANCES & RESOLUTIONS – 2ND READING

O-39-08 For the purpose of extending the closing time for wine bars in the MX Zone to midnight seven days a week.

- Alderman Israel moved to adopt O-39-08 on second reading. Seconded.

The Economic Matters Committee and Planning Commission reported favorably on O-39-08.

The main motion CARRIED on voice vote.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Finlayson, Aldermen Israel, Paone, Cordle, Arnett
NAYS: Aldermen Stankivic, Shropshire
ABSTAIN: Alderwoman Hoyle
CARRIED: 6/2/1

- Alderman Israel moved to adopt O-39-08 on third reading. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Alderwoman Finlayson, Aldermen Israel, Paone, Cordle, Arnett
NAYS: Aldermen Stankivic, Shropshire

ABSTAIN: Alderwoman Hoyle
CARRIED: 6/2/1

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.

- Alderman Arnett moved to adopt O-48-08 on second reading. Seconded.

The Public Safety Committee and Parking Commission reported favorably on O-48-08.

The main motion CARRIED on voice vote.

- Alderman Arnett moved to adopt O-48-08 on third 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

R-60-08 For the purpose of the City of Annapolis waiving building and grading permit fees, water/sewer connection fees and charges and capital facility charges for the development of the Light House Homeless Prevention Support Center on Hudson Street in Annapolis, Maryland.

- Alderman Arnett moved to postpone R-60-08 on second reading until the Special Meeting of February 23, 2009. Seconded. CARRIED on voice vote.

Referred to the Finance Committee.

R-62-08 For the purpose of authorizing the Mayor or her designee to negotiate a payment in lieu of taxes with Admiral Oaks Apartments.

The Finance Committee reported favorably on R-62-08.

- Alderwoman Hoyle moved to adopt R-62-08 on second reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS: Aldermen Paone, Stankivic, Shropshire

CARRIED: 6/3

R-04-09 For the purpose of approving the new job description for the Environmental Compliance Inspector position.

The Finance Committee reported favorable on R-04-09

- Alderman Arnett moved to adopt R-04-09 on second reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS: Aldermen Stankivic
CARRIED: 8/1

ORDINANCES & RESOLUTIONS – 1ST READING

O-04-09 For the purpose of specifying when and where sandwich board signs are permitted; establishing design standards for sandwich boards; establishing a process for businesses in the historic district to place sandwich boards on their premise; and, to provide zoning compliance through a regulated sandwich board sign program.

- Alderman Paone moved to adopt O-04-09 on first reading. Seconded. CARRIED on voice vote.

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

O-05-09 For the purpose of prohibiting invasive plants on lots or parcels within the City unless completely contained to control growth and prevent encroachment.

- Alderman Paone moved to adopt O-05-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Housing and Human Welfare Committee.

O-06-09 For the purpose of limiting the number of false alarms permitted within a 365-day period before the assessment of a fine and providing appeal procedures for the fine's assessment.

- Alderman Stankivic moved to adopt O-06-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Housing & Human Welfare and Public Safety Committees.

R-10-09 For the purpose of establishing a fine for the discharge of the third and all subsequent false alarms within a 365-day period.

- Alderman Stankivic moved to adopt R-10-09 on first reading. Seconded. Carried on voice vote.

Referred to the Housing & Human Welfare, Public Safety and Finance Committees.

O-07-09 For the purpose of specifying compensation and allowances to be paid to the Mayor and Aldermen/Alderwomen for the terms of office commencing on the first Monday in December, 2009.

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

Referred to the Finance Committee

R-11-09 For the purpose of allowing the sale of arts-related merchandise in the Historic District at the First Sunday events to be held each month from May through October 2009, on West Street and West Washington Street; and, waiving certain fees associated with City services in conjunction with these events.

- Alderman Shropshire moved to adopt R-11-09 on first reading. Seconded. Carried on voice vote.

Referred to the Finance Committee.

R-12-09 For the purpose of permitting the temporary sale of merchandise and non-alcoholic items in front of participating businesses on specified sidewalks in connection with the March Madness Sidewalk Sale organized by the Annapolis Business Association to be held on March 27, 28, and 29, 2009.

- Alderman Arnett moved to adopt R-12-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee

R-13-09 For the purpose of supporting a federal carbon tax-and-dividend program.

- Alderman Arnett moved to adopt R-13-09 on first reading. Seconded. CARRIED on voice vote.

BUSINESS AND MISCELLANEOUS

1. Appointments

- Alderman Paone moved the approval the Mayor's appointment of the following individuals:

2/9/09 Human Relations Commission.....Minna Doskow
 2/9/09 Board of Supervisors of Elections.....Rita E. Ormasa
 2/9/09 Severn River Commission.....Daniel B. Haas

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:39 p.m.

Regina C. Watkins-Eldridge, CMC
City Clerk