

SPECIAL MEETING
March 22, 2010

The Special Meeting of the Annapolis City Council was held on March 22, 2010 in the Council Chamber. Mayor Cohen called the meeting to order at 7: 14 p.m.

Present on Roll Call: Mayor Cohen, Alderwomen Hoyle, Finlayson, Aldermen Israel, Paone, Silverman, Kirby, Pfeiffer, Arnett

Staff Present: City Attorney Hardwick, Planning and Zoning Director Arason

Presentation of LGIT Grant

Timothy S. Ailsworth, Executive Director of Local Government Insurance Trust of Maryland and Scott A, Hancock, Executive Director of the Maryland Municipal League presented the City of Annapolis with a check for \$2805.00; the grant is for the street survival of female law enforcement officers.

PETITIONS, REPORTS AND COMMUNICATIONS

Comments by the General Public

Community Activist, Robert H. Eades, 32 Pleasant Street, Annapolis, Maryland 21401 spoke in opposition to the actions of the Housing Authority of the City of Annapolis.

Erik Evans, 28 City Gate Lane, Maryland 21401 spoke on R-07-09.

Tony Evans, 3 Constitution Square, Annapolis, Maryland 21401 spoke in favor of parking in the city's garages during the past snow storms, spoke in opposition to the increases to the alcoholic beverage licenses fees and the purchase of trash trucks from Asian Manufactures.

PUBLIC HEARING

O-27-09 For the purposes of authorizing restaurants serving alcohol in the C2 and C2A zoning districts to remain open beyond midnight and permitting the issuance of 2 a.m. restaurant-class liquor licenses (Class B.x) in the C2 and C2A zoning districts.

Planning and Zoning Director Arason gave a brief presentation on the ordinance.

Spoke **on** the ordinance:

John Guild, 18 Pinkney Street, Annapolis, Maryland 21403 representing Historic Annapolis Foundation

Mary Adams, 70 Maryland Avenue, Annapolis, Maryland 21401

Ginger Woolridge, 207 Wardour Drive, Annapolis, Maryland 21401

Tony Evans, 3 Constitution Square, Annapolis, Maryland 21401

Gilbert Renault, 115 Monticello Avenue, Annapolis, Maryland 21401

Amanda Hurt Fegley, 238 Prince George Street, Annapolis, Maryland 21401

Cecelia Benalcazar, 47 Dean Street, Annapolis, Maryland 21401

Devin Heritage, 18 Janwall Court, Annapolis, Maryland 21401

Spoke in **favor** of the ordinance:

Vincent Quinlan, 104 Lee Drive, Annapolis, Maryland 21403

Donald Kelly, 1812 Baltimore Annapolis Blvd, Annapolis, Maryland 21409

Frederick Matos, 40 Ironstone Court, Annapolis, Maryland 21403

John Baghdadian, 186 Main Street, Annapolis, Maryland 21401

Brian Cahalan, 49 West Street, Annapolis, Maryland 21401

Terri Kozel, 216 Main Street, Annapolis, Maryland 21401

James Leckinger, 13 Annapolis Street, Annapolis, Maryland 21401

Tad Fanning, 11 Cathedral Street, Annapolis, Maryland 21401
Michael Petit, 18 Spa View Circle, Annapolis, Maryland 21401
Luclen J. Smith, 101-A Charles Street, Annapolis, Maryland 21401
Robert Eades, 32 Pleasant Street, Annapolis, Maryland 21401 representing the
Annapolis Taxi Cab Association
Michael Blonder, 112 Main Street, Annapolis, Maryland 21401

Spoke in **opposition** to the ordinance:

Katherine Mittax, 169 Prince George Street, Annapolis, Maryland 21401
Dirk Geratz, 44 Lafayette Avenue, Annapolis, Maryland 21401 representing the
Murray Hill Residents Association
Harold M. Kaplan, 41 Water Street, Annapolis, Maryland 21401
Ann Berger, 170 Duke of Gloucester Street, Annapolis, Maryland 21401
Peggy Summers, 110 Prince George Street, Annapolis, Maryland 21401
Sharon Kennedy, 9 Randall Court, Annapolis, Maryland 21401
Joseph Budge, 9 Randall Court, Annapolis, Maryland 21401
Carl Larkin, 154 Prince George Street, Annapolis, Maryland 21401
Frederica Struse, 120 Duke of Gloucester Street, Annapolis, Maryland 21401
Catherine Schltz, 120 Market Street, Annapolis, Maryland 21401
Sveinn C. Storm, 130 Dock Street, Annapolis, Maryland 21401
Barbara Dugan, 161 Green Street, Annapolis, Maryland 21401 representing the
Green Street Neighbors

- At 8:31 p.m., Mayor Cohen requested Alderwoman Finlayson preside over the meeting during his absence.

C. Richard Struse, 120 Duke of Gloucester Street, Annapolis, Maryland 21401
Orlando Ridout, 110 Duke of Gloucester Street, Annapolis, Maryland 21401

- At 8:43 p.m., Mayor Cohen resumed the duties of the Chair.

Trudy McFall, 205 Scott Drive, Annapolis, Maryland 21401
Bevin Buchheister, 5 Wagner Street, Annapolis, Maryland 21401 representing
Ward One Residents Association
Brian Miller, 114 Market Street, Annapolis, Maryland 21401
Minor Carter, 35 Southgate Avenue, Annapolis, Maryland 21401
Michael Shultz, 120 Market Street, Annapolis, Maryland 21401
Molly Smith, 224 Westwood Road, Annapolis, Maryland 21401
Kemp Hammond, 1235 Youngs Farm Road, Annapolis, Maryland 21403

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

- Mayor Cohen accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 1/07/10, and Memoranda from Jon Arason, Director, to the Planning Commission dated 11/23/09.
- Mayor Cohen declared the public hearing closed.

Statement from Mayor Re: O-27-09

The Mayor announced that the Citizen Committee to Review Alcoholic Beverage Laws Interim Report due on April 1, 2010 will be presented to the City Council on April 15, 2010 at the City Council Work Session, the Final Report from the Citizen Committee to Review Alcoholic Beverage Laws due July 15, 2010 will be presented at the City Council Work Session on July 15, 2010. Without objection, the Mayor directed that O-27-09 on second reading be added to the agenda for July 26, 2010 for legislative action.

- Alderman Israel moved to continue the public hearings and business items pursuant to City Code Sec 2.16.010. Seconded. CARRIED on voice vote.

O-35-09 For the purpose of establishing a stadium as an additional conforming use within the R2 Single-Family Residence Zoning District.

Planning and Zoning Director Arason gave a brief presentation on the ordinance.

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

- Mayor Cohen accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 3/4/10, and Memoranda from Jon Arason, Director, to the Planning Commission dated 1/27/10.
- Mayor Cohen declared the public hearing closed.

O-45-09 For the purpose of permitting the subdivision of nonconforming properties.

Planning and Zoning Director Arason gave a brief presentation on the ordinance.

Spoke in favor of the ordinance:

Floranne Palka, 101 Spa View Avenue, Annapolis, Maryland 21401
Dan Mastromarco, 909 Burnett Avenue, Arnold, Maryland 21012 representing
Bill Jones who represents Floranne Palka

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

- Mayor Cohen accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 3/4/10, and Memoranda from Jon Arason, Director, to the Planning Commission dated 1/27/10.
- Mayor Cohen declared the public hearing closed.

O-07-10 For the purpose of establishing rules governing the application for, receipt, deposit, and expenditure of grants by the City of Annapolis.

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

- Mayor Cohen declared the public hearing closed.
- Alderman Kirby moved to amend the agenda to include O-27-09 on second reading. Seconded. Withdrawn.

CHARTER AMENDMENTS & ORDANCES – 2ND READING

O-69-09 For the purpose of establishing the Financial Advisory Committee.

- Alderman Arnett moved to adopt O-69-09 on second reading. Seconded.

The Rules and City Government, Economic Matters and the Finance Committees reported favorable with amendments on O-69-09.

- Alderman Arnett moved to amend O-69-09 as follows:

On page 1, in line 36, change the word “shall” to the word “may” Seconded.
CARRIED on voice vote.

- Alderman Arnett moved to amend O-69-09 as follows:

Throughout the document change the word “committee” to “commission”
Seconded. CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

- Alderman Israel moved to adopt O-69-09 amended on third reading.
Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Cohen, Alderman Paone, Alderwomen Hoyle, Finlayson,
Aldermen Silverman, Kirby, Pfeiffer, Arnett, Israel

NAYS:

CARRIED: 9/0

CHARTER AMENDMENTS, ORDINANCES & RESOLUTIONS – 1ST READING

CA-03-10 **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.**

- Alderman Arnett moved to adopt CA-03-10 on first reading. Seconded.
CARRIED on voice vote.

Referred to the Rules and City Government Committee.

CA-04-10 **For the purposes of clarifying the role of the chief administrative officer; enhancing the supervisory powers of chief administrative officer with respect to departmental directors; and, providing that the chief administrative office shall be appointed by the mayor and confirmed by the City Council.**

- Alderman Paone moved to adopt CA-04-10 on first reading. Seconded.
CARRIED on voice vote.

Referred to the Rules and City Government Committee.

O-06-10 **For the purposes of specifying how a position of contractual employment with the City of Annapolis shall be created and filled; and, revising the definition of “excluded service” and the scope of the civil service system.**

- Alderman Arnett moved to adopt O-06-10 on first reading. Seconded.
CARRIED on voice vote.

Referred to the Rules and City Government Committee and the Taskforce Committee for Contractual Employment.

R-07-10 **For the purposes of waiving the license requirement for the sale of arts-related merchandise in the Historic District at the First Sunday events and waiving certain fees associated with City services in conjunction with these events.**

- Alderman Paone moved to adopt R-07-10 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee

R-08-10 For the purposes of waiving the license requirement for the sale of merchandise during the Maryland Avenue Festivals and waiving fees for City services to be provided in conjunction with the Festivals.

- Alderman Silverman moved to adopt R-08-10 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee

R-10-10 For the purposes of honoring the dedicated and exemplary service of Fire Chief Jerome W. Smith to the City of Annapolis.

- Alderman Arnett moved to adopt R-10-10 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 Arnett moved to adopt R-10-10 on second reading. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Cohen, Alderman Paone, Alderwomen Hoyle, Finlayson, Aldermen Silverman, Kirby, Pfeiffer, Arnett, Israel

NAYS:

CARRIED: 9/0

BUSINESS AND MISCELLANEOUS

1. HCDC Funding

- Alderwoman Finlayson moved to accept the FY 2011 Community Development Block Grant funding for the Capital and Public Service Projects. Seconded. CARRIED on voice vote.

2. Appointments

- Alderman Paone moved to approve the Mayor's (re) appointment of the following individual:

3/22/10 Commission on Aging.....Joanna Hanes-Lahr
 3/22/10 Human Relations Commission.....Dianne Graham
 3/22/10 Human Relations CommissionDianne Williams
 Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 12:13 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk

The roll call votes ended with Alderman Israel from Ward 1