

REGULAR MEETING

April 8, 2002

The Regular Meeting of the Annapolis City Council was held on April 8, 2002 in the Council Chamber. Mayor Moyer called the meeting to order at 7:40 p.m.

Present on Roll Call: Mayor Moyer, Aldermen Hammond, Tolliver, Hoyle, Cordle, Carter, Fox, Cohen

Alderman Kelley arrived at 7:50 p.m.

Staff Present: City Attorney Goetzke, Human Resources Director Milburn, Planning & Zoning Director Arason

C Mayor Moyer gave the State of the City address and presented the FY 2003 Budget.

Awards and Presentations

C Mayor Moyer and Human Resources Director Milburn acknowledged the following employees:

Thomas Roskelly, Information Office. 15 Years of Service
August S. Wallace, Police Department 34 Years of Service
Teresa Marshall, Human Resources 25 Years of Service
Sgt. Brian Della, Police Department. Employee of the Year 2001

C Mayor Moyer proclaimed the month of April 2002 Fair Housing Month.

C The meeting recessed at 8:10 p.m. and reconvened at 8:20 p.m.

C Alderman Fox moved to approve the Journal of Proceedings for March 11, 2002 and March 19, 2002. Seconded. CARRIED on voice vote.

SPECIAL ORDER OF BUSINESS

C Preliminary Review - Arundel Land and Development Annexation Petition

Alderman Hammond moved that the applicants work with the Public Works and Planning and Zoning Departments to provide the necessary studies for proper consideration of this Petition and provide a fiscal analysis of the annexation. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

- Jon Arason, Director Planning & Zoning, spoke to “publicize Vision 2030, a participatory process designed to involve residents, businesses and government in reaching a consensus on a clear, consistent and realistic vision for the future of the Baltimore region.”

Spoke regarding public housing issues

- Robert Eades, 32 Pleasant Street, Annapolis, Maryland 21401
- Julie Stankivic, 906 Primrose Road, #204, Annapolis, Maryland 21403
- Paris Lane, 72 Southgate Avenue, Annapolis, Maryland 21401

Spoke against O-42-01

- Victoria Aube, 187 Prince George Street, Annapolis, Maryland 21403

**LEGISLATIVE ACTION
ORDINANCES**

O-42-01 For the purpose of amending Annapolis City Code Section 4.24.040, to remove the requirement of showing the voter notification card or other form of valid identification in order to vote; and all matters generally relating to said voter identification process.

Alderman Cohen moved to adopt O-42-01 on second reading. Seconded.

The Rules Committee reported unfavorably on O-42-01.

C Alderman Cordle moved to amend O-42-01 as follows:

No. 1

On Page 3, line 11

add "C. Procedures related to voter identification set forth in subsection A shall apply to all elections in the City of Annapolis, unless State or Federal law provides other voter identification procedures."

Seconded.

C Alderman Tolliver moved to amend Alderman Cordle's amendment as follows:

C. Procedures related to voter identification set forth in subsection A shall apply to all elections in the City of Annapolis, unless State or Federal law provides **requires** other voter identification procedures, **in which case the city shall follow the state's identification procedure.**

Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Aldermen Hammond, Tolliver, Cohen
NAYS: Aldermen Hoyle, Kelley, Cordle, Carter, Fox
DEFEATED: 5-4

C Alderman Fox moved to amend Alderman Cordle's amendment as follows:

C. Procedures related to voter identification set forth in subsection A shall apply to all elections in the City of Annapolis, unless State **and** or Federal law, **whichever is less restrictive,** ~~provides~~ **requires** other voter identification procedures."

Seconded. DEFEATED on voice vote.

Alderman Cordle's amendment was DEFEATED on voice vote.

A ROLL CALL vote was taken on the main motion:

YEAS: Mayor Moyer, Aldermen Tolliver, Hoyle, Kelley, Carter, Cohen
NAYS: Aldermen Hammond, Cordle, Fox
CARRIED: 6-3

Alderman Tolliver moved to adopt O-42-01 on third reading. Seconded. CARRIED on voice vote.

O-6-02 For the purpose of establishing that an annexation petition must be

approved by a favorable vote of a majority of the members of the city council in session; repealing the 2/3 vote requirement for such annexation approval; and all matters relating to said annexation.

Alderman Fox moved to adopt O-6-02 on second reading. Seconded.

The Rules Committee reported favorably on O-6-02.

Alderman Tolliver moved to amend O-6-02 as follows:

No. 1

On page 1, in line 14, strike "in session", and on page 1 in line 40, strike "present" and substitute "OF THE CITY COUNCIL".

Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Moyer, Aldermen Hammond, Tolliver, Hoyle, Kelley
NAYS: Aldermen Cordle, Carter, Fox, Cohen
CARRIED: 5-4

The main motion as amended CARRIED on voice vote.

Alderman Carter moved to adopt O-6-02 amended on third reading. Seconded. CARRIED on voice vote.

O-7-02 For the purpose of amending City Code Chapter 17.11, Floodplain Management; reducing the lowest floor elevation from nine feet to eight feet above mean sea level; reducing the installation level of electric, mechanical and plumbing systems from nine feet to eight feet above mean sea level, and electrical distribution panels from eleven feet to ten feet above mean sea level; and matters generally relating to said floodplain management.

Alderman Hammond moved to adopt O-7-02 on second reading. Seconded.

The Economic Matters Committee reported favorably on O-7-02.

The Environmental Matters Committee reported favorably on O-7-02.

The main motion CARRIED on voice vote.

Alderman Fox moved to adopt O-7-02 on third reading. Seconded. CARRIED on voice vote.

O-8-02 For the purpose of authorizing a one-year extension of an existing lease of certain municipal property located at the City Dock to Chesapeake Marine Tours, Inc. for the purpose of docking and mooring certain boats at the City Dock; and all matters relating to said amendment to lease.

Alderman Hammond moved to adopt O-8-02 on second reading. Seconded.

The Economic Matters Committee reported favorably on O-8-02.

The Finance Committee reported favorably on O-8-02.

The main motion CARRIED on voice vote.

Alderman Fox moved to adopt O-8-02 on third reading. Seconded. CARRIED on voice vote.

O-9-02 For the purpose of amending the special residential parking district No. 3 to include Constitution Avenue, Constitution Square, Granville Avenue, and portions of Amos Garrett Boulevard, Academy Street and Archwood Avenue; and all matters generally relating to said parking district.

Alderman Hammond moved to adopt O-9-02 on second reading. Seconded.

The Public Safety Committee reported favorably on O-9-02.

Alderman Hammond moved to amend O-9-02 as follows:

No. 1

On Page 1, line 13 after "portions of"

add "Smith Avenue,"

No. 2

On Page 1, line 42

strike "Granville Avenue (south side), Granville Avenue";

add "Smith Avenue (south side), Smith Avenue",

No. 3

On Page 2, line 12 after "Stehle Street;"

add "Smith Avenue from Chase Street (east side) to Amos Garrett Boulevard;"

Seconded. CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

Alderman Hammond moved to adopt O-9-02 amended on third reading. Seconded. CARRIED on voice vote.

O-18-02 For the purpose of adopting an operating budget for the City of Annapolis for the fiscal year 2002-2003, beginning July 1, 2002 and ending June 30, 2003; to appropriate funds for expenditures for the fiscal year beginning July 1, 2002 and ending June 30, 2003; for the purpose of defraying all expenses and liabilities of the City of Annapolis and levying same for the purposes specified; specifying certain duties of the Director of Finance, specifying a rate of interest to be charged upon overdue-property taxes; and all matters generally relating to said budget and property tax rate.

Alderman Hammond moved to adopt O-18-02 on first reading. Seconded. CARRIED on voice vote.

Referred to Finance Committee

RESOLUTIONS

R-11-02 For the purpose of creating a task force to study and to offer a public forum to examine City policy pertaining to sidewalk use, access, maintenance and construction; and all matters relating to said task force.

Alderman Cohen moved to adopt R-11-02 on first reading. Seconded. CARRIED on voice vote.

R-12-02 For the purpose of consenting to the merger, transfer of control of cable television franchise and corporate conversion to a limited liability company of cable television franchisee Comcast Corporation; and all matters relating to said consent.

Alderman Hammond moved to adopt R-12-02 on first reading. Seconded. CARRIED on voice vote.

R-14-02 For the purpose of adopting a capital improvement budget for the Fiscal Year 2003, and a capital improvement program for the six year period from July 1, 2002 to June 30, 2008; and all matters relating to said budget and program.

Alderman Hammond moved to adopt R-14-02 on first reading. Seconded. CARRIED on voice vote.

BUSINESS AND MISCELLANEOUS

C Finance Committee Meeting Recommendations dated March 21, 2002

Alderman Fox moved to accept the Finance Committee Recommendations for Action dated March 21, 2002. Seconded. CARRIED on voice vote.

C Housing and Community Development Committee Recommendation for Action dated March 27, 2002

Alderman Tolliver moved to accept the Housing and Community Development Committee Recommendation for Action dated March 27, 2002. Seconded. CARRIED on voice vote.

C Payment of Monthly Bills

Alderman Cohen moved to pay the monthly bills. Seconded. CARRIED on voice vote.

C Appointments

Alderman Fox moved to approve the Mayor's (re)appointments of the following individuals:

3/25/02 Theresa Dowd	Art in Public Places Committee
3/25/02 Sigrid Trumpy	Art in Public Places Committee
3/25/02 Alexis Langsner	Art in Public Places Committee
3/25/02 Nina Fisher	Art in Public Places Committee
4/4/02 Dirk Haire	Board of Supervisors of Election
4/5/02 Donnell L. Harris	Board of Supervisors of Election
4/5/02 Susan J. Pitcher	Board of Supervisors of Election

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 10:07 p.m.

Deborah Heinbuch, CMC/AE
City Clerk