

REGULAR MEETING
April 11, 2011

The Regular Meeting of the Annapolis City Council was held on April 11, 2011 in the Council Chamber. Mayor Cohen called the meeting to order at 7:39 p.m.

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

Absent on Roll Call: Aldermen Israel, Silverman

Staff Present: City Attorney Hardwick, Public Works Director Jarrell, Special Events Coordinator LeFurge, Department of Neighborhood and Environmental Programs Director Broadbent

Closed Session Statement:

Pursuant to the requirement of Maryland Annotated Code, State Government Article Section 10-508 (a) (7) and (9) this statement is included in these minutes:

A closed session of the City Council was held at 7:36 p.m., Thursday, April 7, 2011 in the City Council Chamber.

Present: Mayor Cohen, Alderwomen Hoyle, and Finlayson, Aldermen, Israel, Paone, Kirby, Pfeiffer, and Arnett

Staff Present: City Attorney Hardwick, City Manager Mallinoff, City Clerk Watkins-Eldridge, Acting Human Resources Director Rensted, Eric Paltell, Esq., Legal Council

On a voice vote which was seconded and carried by the members present the session was closed. The authority under which the session was closed was Maryland Annotated Code, State Government Article, 10-508 (a) (7) and (9). The purpose of the meeting was to consult with counsel to obtain legal advice on a legal matter, and; to conduct collective bargaining negotiations or consider matters that relate to the negotiations. The session topics were the Market House and Collective Bargaining Negotiations.

No Actions were taken in closed session.

Upon motion duly made, seconded and adopted, the closed session was adjourned at 9:17 p.m.

Approval of Agenda

- Alderwoman Finlayson moved to approve the agenda as amended for the Regular Meeting, to include a Business and Miscellaneous item regarding the Market House HVAC Options. Seconded. CARRIED on voice vote.

HONORARY MAYORAL CITATION

Martha Wood Leadership Award

Mayor Cohen invited Alderman Kirby to present to Jackie Wells, 203 Bloomsbury Square, Annapolis, Maryland 21401 the Mayoral Citation in recognition of being honored by the Housing Authority of the City of Annapolis with the Martha Wood Community Leadership Award.

PETITIONS, REPORTS AND COMMUNICATIONS

2010 Digital Cities Survey

Regional Account Manager Derrick Honea, PO Box 88584, Atlanta GA 30356 representing McAfee, Corporation presented the 2010 Digital Cities Award to the

City of Annapolis and recognized MIT Manager Thorn and the MIT Team for their contribution to digital government.

Approval of Journal of Proceedings

- Alderman Arnett moved to approve the Journal of Proceedings for the Regular Meeting March 14, 2011, Special Meeting of March 28, 2011. Seconded. CARRIED on voice vote.

Comments by the General Public

Samuel Mclean Brice, 1811 Old Annapolis Blvd, Annapolis, Maryland 21409 spoke on the perception of the My Green Guide, environmental improvements, compact light bulbs that contain mercury, pedestrians and bicycles being a protected class and rain barrels containing bacteria and sludge.

- Mayor Cohen declared petition, reports and communications closed.

The order of the agenda was amended to allow for Business and Miscellaneous item.

BUSINESS AND MISCELLANEOUS

1. Market House HVAC Options

Public Works Director Jarrell was present and answered questions from Council.

- Alderwoman Finlayson moved to express the sense of the City Council to proceed with Option # 2 for the Market House HVAC. Option # 2 calls for the installation of a geothermal system utilizing 5 ton heat pumps from the pre-purchased system. The duration of the schedule for installation shall be 13 weeks or less from the Notice to Proceed. Seconded. CARRIED on voice vote.

The order of the agenda was resumed.

PUBLIC HEARINGS

O-4-11 Lease of City Dock Space to Chesapeake Marine Tours – For the purpose of authorizing for fiscal year 2016 the lease of certain municipal property located at the City Dock to Chesapeake Marine Tours, Inc. for the docking and mooring of certain boats.

Debbie Gosselin, 980 Awald Road, Annapolis, Maryland 21403 representing Watermark gave a brief presentation on the ordinance.

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

- Mayor Cohen declared the public hearing closed.

O-9-11 Lease of Public Parking Lots to FRESHFARM Markets, Inc. – For the purpose of authorizing a lease of municipal property located at 110 Compromise Street from May 2, 2011, through November 20, 2011, to FRESHFARM Markets, Inc.

Department of Neighborhood and Environmental Programs Director gave a brief presentation on the ordinance.

Spoke in favor of the ordinance:

Tony Evans, 3 Constitution Square, Annapolis, Maryland 21401

Ann Yonkers, 3131 Connecticut Avenue, NW, # 2710, Washington, DC 20008
representing Fresh Farm Markets

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

- Mayor Cohen declared the public hearing closed.

R-16-11 Dedicating the City of Annapolis Council Chambers as the "Mayor John T. Chambers, Jr. Council Chambers" – For the purpose of dedicating the City of Annapolis Council Chambers as the “Mayor John T. Chambers, Jr. Council Chambers.”

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

- Mayor Cohen declared the public hearing closed.

LEGISLATIVE ACTION

CHARTER AMENDMENT – 2nd READER

CA-01-10 Deputy Department Directors – For the purpose of requiring department directors, subject to mayoral approval, to designate a full-time employee as deputy director.

Referred to the Charter Revision Commission

CHARTER AMENDMENT, ORDINANCES, and RESOLUTIONS – 1st READER

CA-3-11 The Oath of Office – For the purpose of establishing that each alderman, each other officer and each member of a commission, board or committee shall also uphold the Charter and Code of the City of Annapolis in addition to the Constitution of the United States and the Constitution of the State of Maryland.

Referred to the Rules and City Government Committee and the Charter Revision Commission

O-19-11 Anchoring in City Waters – For the purpose of amending Section 15.10.080C on the number of days a person can anchor in City waters in any one hundred eighty day period, unless the vessel and all persons on board register with the Harbormaster every thirty days.

Referred to Environmental Matters Committee

O-20-11 First Floor Retail in the MX Mixed Use District – For the purpose of amending the requirements in the MX Mixed Use District regarding retail commercial uses on the first floor of building façades which abut West Street.

Referred to the Rules and City Government and the Economic Matters Committees and the Planning Commission

R-23-11 Amending Fees Schedule for Short Term Rental License Fee - For the purpose of establishing a fee and a municipal infraction fine for a short term rental license.

Referred to the Finance and the Housing and Human Welfare Committees

R-24-11 Maryland Avenue Festivals in 2011 – For the purpose of waiving the license requirement for the sale of merchandise during the Maryland Avenue Festivals on April 17, 2011; June 26, 2011; and September 18,

2011 and reducing fees for City services to be provided in conjunction with the Festivals.

Special Events Coordinator LeFurge was present and answered questions from Council.

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

- Alderman Paone moved to adopt R-24-11 on second reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS:

ABSTAIN: Alderman Arnett

CARRIED: 6/0/1

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:00 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk