

SPECIAL MEETING

May 22, 2006

The Special Meeting of the Annapolis City Council was held on May 22, 2006 in the Council Chamber. Mayor Moyer called the meeting to order at 7:10 p.m.

Present on Roll Call: Mayor Moyer, Alderwomen Hoyle, Aldermen Israel, Christman, Taylor, Cordle, Stankivic, Shropshire, Cohen

Staff Present: City Attorney Spencer, Finance Director Elliott

PUBLIC HEARINGS

O-13-06 For the purpose of amending the configuration of the Annapolis harbor line outboard of Bert Jabin's Yacht Yard at 7310 Edgewood Road on Back Creek; and all matters relating to said harbor line.

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

- Mayor Moyer declared the public hearing closed.

O-14-06 For the purpose of establishing for Special Parking District parking violations the same fines, appeal process and legislative wording that currently exist for other parking violations; and matters generally relating to said parking violations.

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

- Mayor Moyer declared the public hearing closed.

O-17-06 For the purpose of permitting the City Council to set the personal property tax at a rate other than the two and one-half times the rate for real property; and matters generally relating to the personal property tax rate.

Spoke in opposition to the ordinance:

Bob Burdon, 49 Old Solomons Island Road, Annapolis, Maryland 21401 representing Annapolis & Anne Arundel County Chamber of Commerce

Spoke in favor of the ordinance:

Tony I. Evans, 3 Constitution Square, Annapolis, Maryland 21401
Cliff Meyers, 8 Acton Place, Annapolis, Maryland 21401 representing the Republican Central Committee

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

- Mayor Moyer declared the public hearing closed.

CONTINUANCE OF PUBLIC HEARING

Constant Yield Tax Rate

The City proposes to adopt a real property tax rate of \$0.56 per \$100 of assessment. This tax rate is 12.7% higher than the constant yield tax rate of \$0.497 and will generate \$2,656,666 in additional property tax revenues.

No one from the general public spoke in favor of or in opposition to the Constant Yield Tax Rate.

- Mayor Moyer declared the public hearing closed.

- Alderman Cohen moved to amend the agenda to include R-22-06 on first reader. Seconded. CARRIED on voice vote.

LEGISLATIVE ACTION

BUDGET

The order of the agenda was amended to allow for 0-17-06

O-17-06 For the purpose of permitting the City Council to set the personal property tax at a rate other than the two and one-half times the rate for real property; and matters generally relating to the personal property tax rate.

- Alderman Cohen moved to adopt O-17-06 on first reading. Seconded. CARRIED on voice vote.

The Finance Committee reported favorable on O-17-06.

- Alderman Cohen moved to suspend the rules to dispense with the fiscal impact note, the referral to standing committee and third reading on O-17-06. Seconded. DEFEATED on voice vote.

The order of the agenda was resumed.

O-15-06 For purpose of adopting an operating budget for the City of Annapolis for the Fiscal Year 2007; appropriating funds for expenditures for the Fiscal Year 2007; 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 Cohen moved to adopt O-15-06 on second reading. Seconded.

The Finance Committee reported favorable with amendments on O-15-06.

- Alderman Cohen moved to accept as amendments to the budget the Finance Committee Recommendations dated May 8, 2006. Seconded. CARRIED on voice vote.

City of Annapolis				
FY 2007 Grant Applications				
Finance Committee Recommendations				
	FY2005	FY2006	FY2007	
	Budget	Budget	Request	Recommended
Abrahams Bosom	5,000			
American Red Cross			5,000	
Annapolis and AA Co Visitors Bureau			100,000	Capital #521
Annapolis Area Tennis School	1,000	1,000	2,000	1,000
Annapolis Baseball Club			7,000	3,500
Annapolis Family Boatbuilding		1,000		
Annapolis Maritime Museum	50,000	40,000	50,000	35,000
Annapolis Reg Trans Mgmt(ARTMA)	500			
Annapolis,Londontown SCHHA	35,000	35,000	35,000	35,000
Annapolis Symphony Orchestra			10,000	
Anne Arundel Conflict Res	1,860	3,500	3,156	1,500
Anne Arundel County EOC	20,000	20,000	20,000	20,000
Arc of Anne Arundel County	1,500			
Archaeology of Annapolis		25,000	35,000	20,000
Bay Theatre Company	5,000	5,000	25,000	
Bridges Learning Systems	9,460			

Cecil Memorial United Methodist Church		4,750		
Center of Help		10,000		
Chesapeake Childrens Museum	6,000	6,000		
Clay Street Learning Center	30,000	25,000	30,000	25,000
Comm. Presvtn. & Dev. Corp.		5,000		
Cultural Arts Foundation	40,000	35,000	50,000	30,000
First Baptist church of Eastport		1,650		
First Night	7,000	7,000	14,275	7,000
F-LIFE, Inc	16,830	16,000	38,900	16,000
Full Life Incorporated	2,500	2,500		
Greater Clay Street	15,250	10,000		
Historic Annapolis Foundation	30,000			
Kunta Kinte Celebrations Inc	7,500			5,000
Legal Aid Bureau	5,000			
Little Vip Learning	10,000			
Maritime Heritage Festival	10,000			
Maryland Hall	45,000	35,000	50,000	Capital #521
MT Olive CDC	40,000	40,000	87,650	35,000
Noah's Ark	20,000	20,000	36,740	20,000
OIC of Anne Arundel County	20,000	20,000	40,000	20,000
Org of Hispanic/Latin Americans	2,500			
Planning Action Committees	2,500			
Restoration Community Dev	5,000	5,000	23,000	15,000
Vision Workshops		6,000	10,000	3,000
Volunteer Center	5,000	2,000	7,880	2,000
We Care and Friends	20,000	20,000	51,415	20,000
World Artists Experiences		1,000	3,000	1,000
Youth Services	100,000	100,000		67,810
Additional Capital Funding Requests:				
Historic Annapolis Foundation(250,000)				Capital #521
National Sailing Hall of Fame(250,000)				Capital #521
Childrens Museum(35,000)				Capital #521
Lighthouse Shelter(400,000)				Capital #521
Subtotal	569,400	502,400	735,016	382,810
Pass Through Grants:				
Conference and Visitors Center	107,000	107,000	115,000	107,000
Total	676,400	609,400	850,016	489,810

FY2007 Proposed Budget Finance Committee Recommendations May 8, 2006			
<u>Department</u>	<u>Account Title</u>	<u>Increase (Decrease)</u>	<u>Explanation</u>
General Fund			
1	Tax Revenue Real Property	(1,260,000)	Reduce Real Property Tax rate from \$.56 to \$.53
2	Unincorporated	14,000	Maintain Personal Property Tax rate at \$1.66
3	Public Utilities	147,000	Maintain Personal Property Tax rate at \$1.66
4	Corporations	232,000	Maintain Personal Property Tax rate at \$1.66
5	Penalties	7,000	Maintain Personal Property Tax rate at \$1.66
6	License and Permit Revenue Building Permits	68,500	Increase permit fees under Section 17.12.056 from .7% to .8% of cost over \$10,000
7	Transfer from Dock	800,000	Transfer reserved revenue from prior year Boat Shows
8	Mayor's Office Special Project	(50,000)	Reduce overall funding
9	Economic Development Salaries	3,410	Additional funds needed to make MBE Coordinator a full time position @ A14, step 2

10	Benefits	2,530	Additional funds needed for full benefits for MBE Coordinator
11	Contract Services	(119,590)	Recommend Grant amounts per attached schedule with Capital related grants being funded with bonds.
12	Finance - MIT	(24,000)	Reduce funding by 10%
	Finance	(25,000)	Reduce amount for legislative liason from \$50,000 to \$25,000
13	Human Resources	(2,630)	Reduce funding by 10%
14	DNEP	43,500	Add Permits Administrator position per Enhancement #1
15	Recreation	50,280	Add Horticulturist position per Enhancement #1
16	Recreation	(10,000)	Reduce to help offset cost of Horticulturist position
17	Recreation	(10,000)	Reduce part time salaries to help offset cost of Horticulturist position
18	Transfer to Capital Projects	150,000	Additional funds for General Roadways Improvements #466
		Net <u>0</u>	
	<u>Department</u>	<u>Increase (Decrease)</u>	<u>Explanation</u>
	<u>Water Fund</u>		
19	Water Distribution	(17,500)	Reduce overtime
20	Salaries	17,500	Add new Operator II position to be split evenly with Sewer per Enhancement #W2
		Net <u>0</u>	
	<u>Sewer Fund</u>		
21	Sewer Collection	(17,500)	Reduce overtime
22	Salaries	17,500	Add new Operator II position to be split evenly with Water per Enhancement #W2
		Net <u>0</u>	
	<u>Off Street Parking Fund</u>		
23	Administrative	(40,250)	Reduce subsidy needed to Transportation to \$1,523,390 due to savings in Transportation
24	Non-Operating	40,250	Adjustment to Retained Earnings
		Net <u>0</u>	
	<u>Dock Fund</u>		
25	Administrative	800,000	Replace Operating funds with Bonds on #715 Bulkheads and transfer to General Fund
26	Non-Operating	(800,000)	Adjustment to Retained Earnings
		Net <u>0</u>	
	<u>Transportation Fund</u>		
27	Non-Operating Revenue	40,250	Reduce subsidy needed from Off Street Parking to \$1,523,390
28	Transit	(50,000)	Reduce overtime
29	Administrative	9,750	3 Replacement Trolleys @ 10 years(City Share) per Enhancement#6
		Net <u>0</u>	
	<u>Capital Improvement Program</u>		
30	#466 General Roadway Improvements	150,000	Additional Operating Funds provided
31	#521 Non-Profit Capital Funding	200,000	Add Lighthouse Shelter, adjust FY07 amounts and change funding to bonds.

32#715 City Dock Bulkhead

Change \$800,000 in funding from Operating to
Bonds

- Alderman Stankivic moved to amend O-15-06 as follows:

Amendment# 1

Under Neighborhood and Environmental Programs, reduce by \$25,000 the Proposed FY2007 request of \$255,980 for Contractual Services. Seconded. DEFEATED on voice vote.

Finance Director Elliott answered questions relative to 0-15-06.

- Alderman Cordle moved to postpone the vote on 0-15-06 until the vote on 0-17-06 has been finalized. Seconded.
- Alderman Cordle moved to withdraw the motion to postpone the vote on 0-15-06 until the vote on 0-17-06 has been finalized. Seconded. CARRIED on voice vote.
- Alderman Cordle moved to reconsider the suspension the rules to dispense with the fiscal impact note, the referral to standing committee and third reading on O-17-06. Seconded. CARRIED on voice vote.

The order of the agenda was amended to allow for the passage of 0-17-06 prior to 0-15-06.

O-17-06 For the purpose of permitting the City Council to set the personal property tax at a rate other than the two and one-half times the rate for real property; and matters generally relating to the personal property tax rate.

- Alderman Cordle moved to suspend the rules to dispense with the fiscal impact note, the referral to standing committee and third reading on O-17-06. Seconded. CARRIED on voice vote.
- Alderman Cohen moved to adopt O-17-06 on second reading. Seconded. CARRIED on voice vote.

O-15-06 For purpose of adopting an operating budget for the City of Annapolis for the Fiscal Year 2007; appropriating funds for expenditures for the Fiscal Year 2007; 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.

The main motion as amended CARRIED on voice vote.

- Alderman Cohen moved to adopt O-15-06 amended on third reading. Seconded. CARRIED on voice vote.

The order of the agenda was resumed.

R-16-06 For the purpose of adopting a capital improvement budget for the Fiscal Year 2007, and a capital improvement program for the six-year period from July 1, 2006, to June 30, 2012; and all matters relating to said budget and program.

- Alderman Cohen moved to adopt R-16-06 on second reading. Seconded.

- Alderman Cohen moved to accept as amendments to the Capital Budget the Finance Committee Recommendations dated May 8, 2006. Seconded. CARRIED on voice vote.
- Alderman Stankivic moved to amend R-16-06 as follows:

Amendment # 1

Under "Status" for Project Number 705, strike "A design study has been completed, with the determination that there is no immediate need for replacement. Concept plans are complete and on file in the event of an emergency." and substitute "A design study has been completed. An immediate examination of the pipe is required, as the current status of the pipe is unknown. Upon completion of the examination, a determination will be made as to the need for replacement and the timing of such replacement. Concept plans are complete and on file in the event of an emergency." Seconded. CARRIED on voice vote.

- Alderman Stankivic moved to withdraw amendment # 2. Seconded. CARRIED on voice vote.

Amendment # 3

Under Project Number 723, under the columns "CURRENT FY 07" and "TOTAL", insert "\$25,000" for "Bond Funds" and under the columns "FY 08" and "TOTAL" strike "\$100,000" in "Operating Funds" and substitute "\$75,000". Seconded. CARRIED on voice vote.

The main motion amended CARRIED on voice vote.

R-17-06 For the purpose of increasing fees for stormwater utility usage, trash collection, parks and recreation usage, and certain parking and transit usage; affirming without change other fees that will be charged for the use of City services for FY 2007; and matters generally relating to said fees.

- Alderman Cohen moved to adopt R-17-06 on second reading. Seconded.
- Alderman Cohen moved amendments 1,2,3 and 4 of the FY2007 Proposed Budget Finance Committee Recommendations dated May 8, 2006 Fee Schedule R-17-06. Seconded. CARRIED on voice vote.
- Alderman Stankivic moved to amend amendment # 5 of the FY2007 Proposed Budget Finance Committee Recommendations dated May 8, 2006 Fee Schedule R-17-06 as follows:

**FY2007 Proposed Budget
Finance Committee Recommendations
May 8, 2006**

**FY2007 Fee Schedule
R-17-06**

Section 17.10.180.B
1 Stormwater Utility

	Page 19, line 31	Insert "per unit" after \$5.50
	Page 20, line 32	Delete "apartment"
Section 17.12.056 Building 2 permit fee		
	Page 21, line 4	Change "0.7" to "0.8"
Recreation and Parks Fees		
Truxtun Boat Launch 3 Per Launch	Page 37, line 37	Change from "\$2,\$7,\$12" to "\$5,\$10,\$15"
4 Annual Pass	Page 37, line 38	Change from "\$10,\$15,\$20" to "\$20,\$40,\$60"
5 Picnic Pavilion Rental/day	Page 38, line 8	Change from "\$25,\$30,\$35" to "\$50,\$75,\$75"

On page 38, line 8 strike "\$25, \$30, \$35" and add "\$50, \$75, \$100" Seconded. CARRIED on voice vote.

- Alderman Stankivic moved to amend R-17-06 as follows:

On page 6, strike lines "28 and 29" Seconded. CARRIED on voice vote.

Finance Director Elliott answered questions relative to R-17-06.

The main motion amended CARRIED on voice vote.

R-18-06 For the purpose of revising the Fines Schedule to reduce the fines for illegal parking on King George Street to an amount consistent with the fines on surrounding street in Parking District #1; to make fines for failure to pay stopping, standing and parking fines the same as the fines for failure to pay special residential parking fines; and all matters relating to said parking penalties.

- Alderman Stankivic moved to adopt R-18-06 on second reading. Seconded. CARRIED on voice vote.

Finance Committee reported favorable on R-18-06

R-22-06 For the purpose of supporting the City of Baltimore's Petition for Judicial Review of BGE's 72 percent rate increase planned to take effect on July 1, 2006.

- Alderman Cohen moved to adopt R-22-06 on first reading. Seconded. CARRIED on voice vote.

BUSINESS AND MISCELLANEOUS

1. **Ratification of the Memorandum of Understanding between the City of Annapolis and the AFSCME Local 3406, Trades, Maintenance & Labor Force Employees**

Finance Director Elliott answered questions from Council.

- Alderman Cordle moved to postpone the votes on the Union Contracts until June 12, 2006. Seconded.

A ROLL CALL vote was taken:

Yeas: Aldermen Israel, Christman, Cordle, Stankivic
Nays: Mayor Moyer, Alderwomen Hoyle, Aldermen Taylor, Shropshire, Cohen

DEFEATED:

- Alderman Cohen moved to approve the Memorandum of Understanding between the City of Annapolis and the AFSCME Local 3406, Trades, Maintenance & Labor Force Employees. Seconded. CARRIED on voice vote.

2. **Ratification of the Memorandum of Understanding between the City of Annapolis and the AFSCME Local 3162, Clerical and Technical Employees**

- Alderman Cohen moved to approve the Memorandum of Understanding between the City of Annapolis and the AFSCME Local 3162, Clerical and Technical Employees. Seconded. CARRIED on voice vote.
- Alderman Cohen moved to add R-21-06 to the Agenda's June 19, 2006 for Public Hearing and July 10, 2006 for Second Reader. Seconded. CARRIED on voice vote.

****Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:43 p.m.****

Regina C. Watkins-Eldridge, CMC
City Clerk