

REGULAR MEETING
July 12, 2010

The Regular Meeting of the Annapolis City Council was held on July 12, 2010 in the Council Chamber. Mayor Cohen called the meeting to order at 7:43 p.m.

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

Absent on Roll Call: Alderman Silverman arrived at 7:52 p.m.

Staff Present: City Attorney Hardwick, Assistant City Attorney Elson, Legislative Policy Analyst Zirkle, Development/Special Project Coordinator Murph, Boards and Commission Coordinator Raftovich

Presentation of HACA Leadership Award

Mayor Cohen invited Alderman Kirby to present to David Harris, 1369 Tyler Avenue, 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.

Approval of Agenda

- Alderman Arnett moved to approve the agenda for the Regular Meeting of July 12, 2010. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

Approval of Journal of Proceedings

- Alderman Arnett moved to approve the Journal of Proceedings for the Special Meeting of June 7, 2010, Regular Meeting of June 14, 2010, Special Meeting of June 17, 2010 and the Special Meeting of June 21, 2010. Seconded. CARRIED on voice vote.

Comments by the General Public

Jessica Jordan Paret, Owner of Paradigm located at 179 Main Street, Annapolis, Maryland 21401 representing the Annapolis Business Association spoke on O-12-10

Arthur Kungle, Jr, P.O. Box 365, Annapolis, Maryland 21404-0365 spoke on various historical issues and events

Robert Eades, 32 Pleasant Street, Annapolis, Maryland 21401 spoke on the selling of the public housing, housing authority employees, request the city council look into the actions for the housing authority

PUBLIC HEARING

O-25-10 For the purpose of establishing a Bond Fund.

Spoke in favor of the ordinance:

Gilbert Renaut, 115 Monticello Avenue, Annapolis, Maryland 21401

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

- Mayor Cohen declared the public hearing closed.

CHARTER AMENDMENTS, ORDINANCES & RESOLUTIONS – 2ND READING

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

Legislative Policy Analyst Zirkle was present and answered questions from Council.

- Alderwoman Finlayson moved to postpone CA-01-10 on second reading until the Special Meeting July 26, 2010. Seconded. CARRIED on voice vote.

O-04-10 For the purpose of authorizing for fiscal year 2016 the lease of municipal property located at the City Dock to Chesapeake Marine Tours, Inc., for the docking and mooring of boats.

Assistant City Attorney Elson was present and answered questions from Council.

- Alderman Arnett moved to substitute O-04-10 Revised. Seconded. CARRIED on voice vote.
- Alderman Arnett moved to adopt O-04-10 Revised on second reading. Seconded.

The Economic Matters Committee reported favorably on O-04-10 Revised.

The main motion CARRIED on voice vote.

- Alderman Arnett moved to adopt O-04-10 Revised on third reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS:

CARRIED: 9/0

O-10-10 For the purpose of prohibiting the assignment of overtime work except in matters directly affecting public health or public safety.

- Alderman Arnett moved to adopt O-10-10 on second reading. Seconded.

The Rules and City Government Committee reported favorably with amendments on O-10-10.

- Alderman Arnett moved to amend O-10-10 as follows:

“Except in emergency matters affecting public health or public safety no employee may be approved to work overtime unless it receives prior approval from the City Manager.” Seconded. CARRIED on voice vote.

The main motion as amended DEFEATED on voice vote.

A ROLL CALL vote was taken:

YEAS: Alderman Arnett, Israel, Paone, Alderwoman Hoyle

NAYS: Mayor Cohen, Alderwoman Finlayson, Alderman Silverman, Kirby, Pfeiffer

DEFEATED: 4/5

O-12-10 For the purposes of enabling the Economic Development Program, creating the Annapolis Economic Development Corporation, and eliminating the Department of Economic Affairs.

- Alderman Arnett moved to substitute O-12-10 Revised. Seconded. CARRIED on voice vote.
- Alderman Arnett moved to adopt O-12-10 Revised on second reading. Seconded.

The Rules and City Government and Environmental Matters Committee reported favorably on O-12-10 Revised.

At 8:57 p.m., City Attorney Hardwick requested Assistant City Attorney Elson preside over the meeting during her absence.

Co-Chairs of the Economic Development Working Group, City Attorney Hardwick and Fredrick Delavan, 170 Jennifer Road, Suite 240 Annapolis, MD 21401 were present and answered questions from Council.

Development/Special Project Coordinator Murph was also present and answered questions from Council.

- Alderman Paone moved to amend O-12-10 Revised as follows:

Amendment #1

On page 6 in line 7, after “budget.”, insert “A request for funds for the next fiscal year shall be submitted to the Mayor for inclusion in the annual operating budget process. All requests for funds shall accompany the program’s proposed budget, which the City Council shall take into consideration when reviewing requests for funds. Seconded. CARRIED on voice vote.

Amendment #2

On page 2, in line 37, strike “The Mayor,” and substitute “Subject to the provisions of Section 14.16.030 of this Code, the Mayor” Seconded. CARRIED on voice vote.

Amendment #3

On page 7, in line 36, insert:

Chapter 14.16 – TEMPORARY STREET CLOSURES

14.16.030 – Temporary street closure for Special Events.

If a special event involves closing a street, the closure must be approved by the Mayor or the Mayor’s designee. Timely notice of a request to close a street must be given by the sponsors of the event to residents, business, and other affected parties in the immediate vicinity. A request for closing a street must be accompanied by a parking and traffic plan to be approved by all applicable departments. If a request to close a street is approved, prior notice of the closure must be given by the sponsor at their expense as directed by the city to the residents, businesses, and other affected parties in the immediate vicinity. Seconded. CARRIED on voice vote.

- Alderman Arnett moved to amend O-12-10 Revised as follows:

Amendment #1

On page 2, in line 44, strike “departments” insert “development” Seconded.
CARRIED on voice vote.

Amendment #2

On page 6, in line 13, strike “economic” insert “executive”. Seconded.
CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

- Alderman Arnett moved to adopt O-12-10 Revised as amended on third reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS:

CARRIED: 9/0

At 9:48 p.m., City Attorney Hardwick resumed her duties.

LEGISLATION EXPIRED BY OPERATION OF LAW
(CITY CODE § 2.16.090D)

O-07-10 2nd R. Receipt, Deposit, and Expenditure of Grants - For the purpose of establishing rules governing the receipt, deposit, and expenditure of grants by the City of Annapolis.

ORDINANCES & RESOLUTIONS – 1ST READING

O-21-10 For the purposes of revising the building, electrical, mechanical, and plumbing codes of the City of Annapolis to reflect the adoption of new international, standardized codes and best practice standards in the industry.

Referred to Environmental Matters Committee.

O-26-10 For the purpose of revising stormwater management standards in conformity with Maryland State law.

Referred to Environmental Matters Committee.

O-27-10 For the purpose of creating a tavern liquor license that permits on-premises wine tasting.

Referred to Economic Matters Committee and the Alcoholic Beverage Control Board.

O-28-10 For the purpose of authorizing a one-year lease of City property located on West Street.

Legislative Policy Analyst Zirkle was present and answered questions from Council.

Referred to the Economic Matters Committee.

O-29-10 For the purpose of leasing 25 feet of Dock space to Koch Duffy Boats, LLC, to operate a boat rental enterprise.

Referred to the Finance, Economic Matters Committees and the Maritime Advisory Board.

Item for July 26, 2010 Agenda

R-23-10 For the purposes of honoring Elizamae McGowan Robinson for her service to the poor and underserved and requesting that the community center at Newtowne 20 be named in her honor.

No referral to committee made.

R-24-10 For the purposes of honoring Joseph ‘Zastrow’ Simms for his service to the City of Annapolis during the Riots of 1968 and service to the City’s youth; and requesting that the community center at Obery Court bear his name.

No referral to committee made.

R-25-10 For the purpose of establishing a fee for a Class D liquor license.

Referred to the Finance Committee and the Alcoholic Beverage Control Board.

BUSINESS AND MISCELLANEOUS

1. Appointments

Boards and Commission Coordinator Raftovich was present and answered questions from Council.

- Alderman Paone moved to approve the Mayor’s appointment of the following individuals:

7/12/10 Financial Advisory Commission.....Cecil Thomas, Jr
7/12/10 Financial Advisory Commission.....Bob Stewart
7/12/10 Financial Advisory Commission.....Frederick Sussman
7/12/10 Financial Advisory Commission.....Frederick C. Lickteig
7/12/10 Financial Advisory Commission.....Bob Burdon
7/12/10 Financial Advisory Commission.....Michael Scott Bowling
7/12/10 Financial Advisory Commission.....Lee Finney
7/12/10 Maritime Advisory Board.....Russell L. Outtrim, II
7/12/10 Building Board of Appeals.....Shannon T. Waldron
7/12/10 Art in Public Places Commission.....Michael J. Matthews
Seconded. CARRIED on voice vote.

Frederick C. Lickteig, 201 McKendree Avenue, Annapolis, Maryland 21401 was present and expressed his desire to serve as a member of the Financial Advisory Commission.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 10:16 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk