

## REGULAR MEETING

October 10, 2011

The Regular Meeting of the Annapolis City Council was held on October 10, 2011 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, Silverman, Pfeiffer, Arnett

Absent on Roll Call: Alderman Kirby

Staff Present: City Attorney Hardwick, City Manager Mallinoff, Public Works Director Jarrell, Finance Director Miller, Acting Human Resources Director Rensted

### Approval of Agenda

- Alderman Arnett move to approve the Regular Meeting Agenda as amended to act on the business and miscellaneous items number 1 and 2 before the public hearing, and to postpone the public hearings on O-37-11, R-46-11 and O-26-11 until the Regular Meeting on November 14, 2011, and postpone the public hearing on O-43-11 until Monday, October 24, 2011. Seconded. CARRIED on voice vote.

### HONORARY MAYORAL CITATIONS

#### Martha Wood Leadership Award

Mayor Cohen invited Aldermen Paone to present to Habitat for Humanity of the Chesapeake and Clay Street Project Volunteers 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

#### Approval of Journal of Proceedings

Alderman Arnett moved to approve the Journal of Proceedings for the Regular Meeting September 12, 2011 and the Special Meeting September 26, 2011. Seconded. CARRIED on voice vote.

#### Comments by the General Public

Robert H. Eades, 32 Pleasant Street, Annapolis, Maryland 21401 spoke in favor of Habitat for Humanity, spoke on public housing and the basketball court situation in Annapolis Gardens and in opposition to the Landex and Penrose Company's

- Mayor Cohen declared the petitions, reports, and communications closed.

The order of the agenda was amended to allow for business and miscellaneous items number 1 and 2.

### BUSINESS and MISCELLANEOUS

#### **1. Hiring Freeze Exemption Request, Control Number HR-14-12**

City Manager Mallinoff gave brief presentations on the hiring freeze exemption request forms and answered questions from Council.

Finance Director Miller was present and answered questions from Council.

The Finance Committee reported favorably on HR-14-12.

HR-14-12- Department, Human Resources-Human Resources Director

- Alderman Arnett moved to approve the Hiring Freeze Exemption Request Form, Control Number HR-14-12 as approved by the Finance Committee listed above. Seconded. CARRIED on voice vote.

## **2. Confirmation of Exempt-Level Appointment**

City Manager Mallinoff gave a brief presentation on the Mayor's confirmation of Paul M. Rensted as Human Resources Director and answered questions from Council.

Paul M. Rensted, Acting Human Resources Director was present and answered questions from Council.

- Alderman Arnett moved to approve the Mayor's appointment of Paul M. Rensted as Human Resources Director - A20/step 6, \$104,642/year pursuant to the Annapolis Charter, Article VI, Section 2 and City Code, Section 3.08.030 (E). Seconded. CARRIED on voice vote.

(The annual salary reflects the furlough reduction of 5% for Mr. Rensted)

The order of the agenda was resumed.

### **PUBLIC HEARING**

**O-37-11 Water and Sewer Connection and Capital Fees – For the purpose of modifying the water and sewer connection and capital fees in the Code of the City of Annapolis.**

Postponed until the Regular Meeting of November 14, 2011.

**R-46-11 Water and Sewer Connection and Capital Fees - For the purpose of modifying the water and sewer connection and capital fees provided in the FY 2012 fee schedule for the City of Annapolis.**

Postponed until the Regular Meeting of November 14, 2011.

**O-26-11 Alarm System Registration – For the purpose of establishing a registration requirement for alarm systems.**

Postponed until the Regular Meeting of November 14, 2011.

**O-43-11 Establishing Dedicated Office Space in City Hall for Aldermen and Alderwomen – For the purpose of establishing dedicated office space in City Hall for Aldermen and Alderwomen to provide appropriate work and meeting space in order to carry out their public responsibilities such as meeting with constituents.**

Postponed until the Special Meeting of October 24, 2011.

**O-46-11 Market House and Open-Air Market Policy and Vendor Leases – For the purpose of revising and establishing policies with respect to the Market House and open-air markets and authorizing the Mayor to enter into leases with vendors at the Market House on behalf of the City for terms not to exceed five (5) years.**

Public Works Director Jarrell gave a brief presentation on the ordinance and answered questions from Council.

Finance Director Miller was present and answered questions from Council.

Spoke on the ordinance:

Tony Evans, 3 Constitution Square, 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.

Referred to the Finance and Economic Matters Committees

**LEGISLATIVE ACTION**  
**RESOLUTION – 2<sup>nd</sup> READER**

**R-50-11 MRE Tug-of-War 2011 – For the purpose of designating November 5, 2011 as a day when peddlers, hawkers, and itinerant merchants may sell in the historic district or a non-residential area in connection with the MRE Tug-of-War and requiring the reimbursement of full fees to the City for the cost associated with the event.**

- Alderman Arnett moved to adopt R-50-11 on second reading. Seconded.
- Alderwoman Finlayson moved to amend R-50-11 as follows:

Amendment #1

Page 1, Line 13-: strike “requiring” and insert “waiving” Seconded. CARRIED on voice vote.

- Alderman Paone moved to amend R-50-11 as follows:

Amendment #1

On page 1, strike Lines 39-40.

Amendment #2

On page 2, strike Lines 1-14.

- Alderwoman Finlayson moved to amend R-50-11 as follows:

Amendment #2

On page 2, in line 22, strike “no” and insert “a”

On page 2, in line 23, strike “and the organizers of the event shall reimburse the City for full fees”

The main motion amended A ROLL CALL vote was taken:

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

NAYS: Aldermen Paone

CARRIED: 7/1

**ORDINANCE and RESOLUTION – 1<sup>st</sup> READER**

**O-39-11 Repealing the Sidewalk Fund – For the purpose of repealing the sidewalk fund as established in Section 14.04.090 of the Code of the City of Annapolis and repealing the City’s responsibility for repair and reconstruction of sidewalks located upon the City right of way or upon private property when the general public has traditionally used those sidewalks.**

Referred to the Environmental Matters, Finance and the Transportation Committees

**R-55-11 A Fine for Violations of Speed Monitoring Systems in School Zones – For the purpose of establishing a fine for violations of speed monitoring systems in school zones.**

Referred to the Public Safety, Finance and the Transportation Committees

**BUSINESS and MISCELLANEOUS**

**3. Budget Transfers**

Finance Director Miller gave a brief description of the budget revision requests and answered questions from Council.

City Manager Mallinoff was present and answered questions from Council.

The Finance Committee reported favorably on GT-7-12, GT-8-12 and GT-9-12.

Control Number GT-7-12, Department, Public Works: Funds (\$5,000) were collected from Bechtel to pay for work necessary to protect water tanks due to installation of AT&T antennas.

- Alderman Arnett moved to approve GT-7-12. Seconded. CARRIED on voice vote.

Control Number GT-8-12, Department, Planning and Zoning: To budget additional developer contribution funds of \$1,800 to cover traffic counts to inform the traffic impact study for the Katherine Property/ Crystal Springs Development. Traffic Impact Study is underway under PO # 113-208. Developer is Affirmative Hills Point, LLC.

- Alderman Arnett moved to approve GT-8-12. Seconded. CARRIED on voice vote.

Control Number GT-9-12, Department, Mayor: For Strategic Planning and other initiatives as requested by the Mayor.

- Alderman Arnett moved to approve GT-2-12. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:38 p.m.

Regina C. Watkins-Eldridge, MMC  
City Clerk