

REGULAR MEETING
October 11, 2010

The Regular Meeting of the Annapolis City Council was held on, October 11, 2010 in the Council Chamber. Mayor Cohen called the meeting to order at 7:37 p.m.

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

Staff Present: City Attorney Hardwick, City Manager Mallinoff, Human Resources Director Milburn

Approval of Agenda

- Alderman Arnett moved to change the order of the agenda to have the confirmations of the Public Works and Transportation Directors at the end of the agenda and to approve the agenda as amended for the Regular Meeting of October 11, 2010. Seconded. CARRIED on voice vote.

Approval of Minutes

- Alderman Israel moved to approve the Journal of Proceedings for Regular Meeting of September 13, 2010 and Special Meeting of September 27, 2010. Seconded. CARRIED on voice vote.

HONORARY MAYORAL CITATION

HACA Leadership Award

Mayor Cohen invited Alderman Kirby to present to Shirley Brown, 1182 President Street, 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

Comments by the General Public

Arthur Kungle, Jr, 8 Gentry Court, Annapolis, Maryland 21401 spoke on air pollution and the wet bus schedules and various other items

BUSINESS AND MISCELLANEOUS

1. Appointment

The Housing and Human Welfare Committee reported favorably on the nomination of Elizamae McGowan Robinson to the Housing Authority Board

- Alderwoman Finlayson moved to approve the Mayor's appointment of the following individual:

10/11/10 Housing Authority Board.....Elizamae McGowan Robinson
Seconded. CARRIED on voice vote.

The order of the agenda was amended to allow for Legislative Action before Presentation.

LEGISLATIVE ACTION

ORDINANCES & RESOLUTIONS – 1ST READING

- R-30-10** **For the purpose of revising the fines that may be assessed by the ABC Board for violations of the alcoholic beverage laws to conform to state law, as amended.**

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

- R-31-10** **For the purpose of updating the Transit Drug and Alcohol Testing Policy to incorporate the mandated changes mandated by the Federal Transportation Authority.**

No referral

- O-33-10** **For the purpose of temporarily tolling expiration dates of zoning approvals granted by the Board of Appeals, the Director of the Department of Planning and Zoning, and the Historic Commission.**

Referred to the Rules and City Government Committee and the Planning Commission

PUBLIC HEARING

- O-32-10** **For the purpose of repealing the prohibition on the consumption, possession and sale of alcoholic beverages in the Market House.**

Spoke in favor of the ordinance:

Reza Jafari, 10 Little Harbor Way, Annapolis, Maryland 21403

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-31-10** **For the purpose of updating the Transit Drug and Alcohol Testing Policy to incorporate the mandated changes mandated by the Federal Transportation Authority.**

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

- Mayor Cohen declared the public hearing closed.

CHARTER AMENDMENTS, ORDINANCES & RESOLUTIONS – 2ND READING

- O-19-10** **For the purpose of correcting references in Chapters 21.14 and 21.18 governing demolition permit application procedure and permitted administrative adjustments.**

- Alderman Arnett moved to adopt O-19-10 on second reading. Seconded.

The Rules and City Government Committee and the Planning Committee reported favorably on O-19-10.

The main motion CARRIED on voice vote.

- Alderman Israel moved to adopt O-19-10 on third reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS:

CARRIED: 9/0

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.

City Manager Mallinoff was present and answered questions from Council.

- Alderman Arnett moved to postpone O-21-10 on second reading until the Regular Meeting of November 8, 2010. Seconded. CARRIED on voice vote.

R-31-10 For the purpose of updating the Transit Drug and Alcohol Testing Policy to incorporate the mandated changes mandated by the Federal Transportation Authority.

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

- Alderman Arnett moved to adopt R-31-10 on second reading. Seconded. A ROLL CALL vote was taken:

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

NAYS:

CARRIED: 9/0

The order of the agenda was amended to allow for Presentations.

PRESENTATION

Confirmations of the Public Works & Transportation Directors

City Manager Mallinoff gave brief presentations on the candidate's for the positions of Public Works Director and Transportation Director

Human Resources Director Milburn was present and answered questions from Council.

- Alderman Arnett moved to approve the Mayor's appointment of David A. Jarrell as Public Works Director – A20/step 10, \$128,951/year. Seconded. CARRIED on voice vote.

Candidate David A. Jarrell was present and answered questions from Council.

Economic Matters Committee reported favorable on the appointment of Richard A. Newell as Transportation Director.

- Alderman Paone moved to postpone the confirmation of Richard A. Newell as Transportation Director until the Special Meeting on October 25, 2010. Seconded. DEFEATED on voice vote.

A ROLL CALL vote was taken:

YEAS: Aldermen Paone, Israel

NAYS: Mayor Cohen, Alderwomen Hoyle, Finlayson, Aldermen Silverman, Kirby, Pfeiffer, Arnett

DEFEATED: 2/7

- Alderman Arnett moved to approve the Mayor's appointment of Richard A. Newell as the Transportation Director – A20/step 9, \$122,389/year. Seconded. CARRIED on voice vote.

Candidate Richard A. Newell was present and answered questions from Council.

The order of the agenda was resumed.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:03 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk