

REGULAR MEETING
November 5, 2012

The Regular Meeting of the Annapolis City Council was held on November 5, 2012 in the Council Chamber. Mayor Cohen called the meeting to order at 7:09 p.m.

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

Staff Present: City Attorney Hardwick, Finance Director Miller, Public Works Director Jarrell, Assistant City Attorney Elson, Deputy Chief Simmons, Civil Engineer Burkhart, Fire Chief Stokes

Approval of Agenda

- Alderwoman Finlayson moved to approve the Regular Meeting Agenda as amended to move business and miscellaneous item numbers 3. Beale Street Property Conveyance and 4. Lease 93 Main Street, 2nd Floor to the beginning of the agenda after the public hearing items. Seconded. CARRIED on voice vote.

HONORARY MAYORAL CITATIONS

Martha Wood Leadership Award

Mayor Cohen invited Alderman Kirby to present to Linda Jones the Mayoral Citation in recognition of being honored by the Housing Authority of the City of Annapolis as the twenty-ninth recipient of the prestigious Martha Wood Leadership Award.

PETITIONS, REPORTS AND COMMUNICATIONS

Approval of Journal Proceedings

- Alderman Israel moved to approve the Journal of Proceedings for the Regular Meeting October 8, 2012 and the Special Meeting of October 22, 2012. Seconded. CARRIED on voice vote.

Report on Hurricane Sandy

Fire Chief Stokes gave a brief presentation on Hurricane “Sandy” and the City’s response to it, and introduced the Deputy Chief Simmons who shared a power point presentation on Hurricane “Sandy” and answered questions from Council.

Public Works Director Jarrell was present and answered questions from Council related to the sand bag program.

Comments by the General Public

Heather Hurt, 820 Chester Avenue, Annapolis, Maryland 21401 representing Connect Annapolis spoke in favor of the design plan for the City Dock.

- Mayor Cohen declared petitions, reports and communications closed.

PUBLIC HEARINGS

Without objection, the public hearings on O-39-12 and R-47-12 were held jointly.

O-39-12 Issuance of Bonds – Water Treatment Plant - For the purpose of authorizing and empowering the City of Annapolis (the “City”) to finance and refinance the construction, renovation and equipping of a water treatment plant through the issuance and sale, upon its full faith and credit, of general obligation bonds or notes in an aggregate

principal amount not to exceed Thirty Five Million Dollars (\$35,000,000), pursuant to Sections 31 through 39, inclusive, of Article 23A of the Annotated Code of Maryland (2011 Replacement Volume), as amended, and Article VII, Section 11 of the Charter of the City, as amended; prescribing the form and tenor of said bonds or notes; determining the method of sale of said bonds or notes and other matters relating to the issuance and sale thereof; providing for the disbursement of the proceeds of said bonds and notes; covenanting to levy and collect all taxes necessary to provide for the payment of the principal of and interest on said bonds and notes; and generally providing for and determining various matters relating to the issuance, sale and delivery of all said bonds and notes.

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R-47-12 Revision to the Capital Improvement Budget and Program: FY 2013 to FY 2018 – For the purposes of revising the capital improvement budget for the Fiscal Year 2013, and the capital improvement program (Water Treatment Plant) for the six-year period from July 1, 2012, to June 30, 2018.

Finance Director Miller gave a brief presentation on the ordinance and the resolution and answered questions from Council.

Public Works Director Jarrell and Civil Engineer Burkhardt were also present and answered questions from Council.

Spoke on the ordinance and resolution:

Will Taylor, 401 East Pratt Street, Suite 2315, Baltimore, Maryland 21202 representing McKennon, Shelton & Henn, LLP

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

- Mayor Cohen declared the public hearings closed

O-40-12 Lease of City Property: Fall Boat Shows in 2013 - For the purpose of authorizing an amendment to the lease of certain municipal property located in the general harbor, Dock Street and Edgewood Road areas to United States Sailboat Shows, Inc. and United States Powerboat Shows, Inc., in the following manner - Line eight of ARTICLE I, SECTION 1.1, PREMISES and TERM of the original Lease Agreement reading: “2013 – October 7 through October 22, inclusive” shall be and is hereby deleted and is hereby replaced with the following language: “2013 – September 30 through October 15.”

Assistant City Attorney Elson gave a brief presentation on the ordinance.

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

- Mayor Cohen declared the public hearing closed.

The order of the agenda was amended to allow for Business and Miscellaneous item numbers 3 and 4.

BUSINESS and MISCELLANEOUS

3. Beale Street Property Conveyance

Assistant City Attorney Elson gave a brief presentation on the conveyance of the Beale Street Property and answered questions from Council.

Finance Director Miller was present and answered questions from Council.

4. Lease 93 Main Street, 2nd Floor

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

The order of the agenda was resumed.

LEGISLATIVE ACTIONS

CHARTER AMENDMENT, ORDINANCES & RESOLUTION – 2ND READING

CA-4-12 Designating Emergency Preparedness and Risk Management Responsibility to the City of Annapolis Fire Department – For the purpose of making the City Charter consistent with the City Code by designating emergency preparedness and risk management responsibility to the City of Annapolis Fire Department.

- Alderwoman Finlayson moved to adopt CA-4-12 on second reading. Seconded.

The Rules and City Government Committee reported favorably on CA-4-12.

The main motion CARRIED on voice vote.

- Alderman Finlayson moved to adopt CA-4-12 on third reading. Seconded.

A ROLL CALL vote was taken:

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

NAYS:

CARRIED: 9/0

O-28-12 Amending the Procedures for the Sale and Rental of Moderately Priced Dwelling Units – For the purpose of amending the procedures for the sale and rental of moderately priced dwelling units.

- Alderman Israel moved to postpone O-28-12 on second reading until the Special Meeting of November 26, 2012. Seconded. CARRIED on voice vote.

ORDINANCE and RESOLUTIONS – 1ST READER

O-41-12 Public Ethics and Financial Disclosure - the purpose of establishing minimum standards for the conduct of Annapolis government business and to assure the citizens of the City of that they may have the highest trust in public officials and employees and that the impartiality and independent judgment of public officials and employees will be maintained without improper or even the appearance of improper influence. To guard against improper influence, it is required that all City officials and employees maintain the highest ethical standards in conducting City business and that select City officials and employees disclose their financial affairs as provided in Section 2.08.60.

- Alderman Arnett moved to adopt O-41-12 on first reader. Seconded. CARRIED on voice vote

Referred to the Rules and City Government Committee.

BUSINESS and MISCELLANEOUS

1. Appointments and Re-appointments

- Mayor Cohen referred the proposed appointments to the Hillman Garage Advisory Committee to the Transportation Committee.

11/5/12 Hillman Garage Advisory Committee	John Giannetti, Jr – Chair
11/5/12 Hillman Garage Advisory Committee	Joe Budge
11/5/12 Hillman Garage Advisory Committee	Whitney Chellis
11/5/12 Hillman Garage Advisory Committee	Arthur “Jib” Edwards
11/5/12 Hillman Garage Advisory Committee	Keith Gross
11/5/12 Hillman Garage Advisory Committee	Jim Jaffre
11/5/12 Hillman Garage Advisory Committee	Sean O’Neil
11/5/12 Hillman Garage Advisory Committee	Steve Samaras
11/5/12 Hillman Garage Advisory Committee	Jay Schwarz

2. Budget Revision Request – No Action

Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:38 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk