

REGULAR MEETING
December 14, 2009

The Regular Meeting of the Annapolis City Council was held on December 14, 2009 in the Council Chamber. Mayor Cohen called the meeting to order at 7:30 p.m.

Invocation given by: Reverend Johnny Calhoun of
Mt. Olive A.M.E. Church
2 Hicks Avenue
Annapolis, Maryland 21403

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

Staff Present: City Attorney Hardwick, Finance Director Elliott, Planning and Zoning Director Arason, Chief of Environmental Programs Biba

- Alderman Arnett moved to approve the Journal of Proceedings for November 9, 2009 and November 23, 2009. Seconded. CARRIED on voice vote.

Appointments to Standing Committees Mayor Cohen

STANDING COMMITTEES
2009 – 2013

City Code Section 2.12.020D Powers and duties

The Mayor shall recommend to the City Council all appointments to aldermanic standing committees but all appointments shall be confirmed by a majority of the City Council.

- ECONOMIC MATTERS COMMITTEE

The Economic Matters Committee shall consider matters affecting the economy of the City; make recommendations to the City Council on issues relating to the operation of the Market house and the regulation of the City Dock; study, independently and with private historic preservation organizations, issues concerning historic structures in the City; and study, consider and make recommendations regarding issues of cable television service to the City of Annapolis and its citizens. The Economic Matters Committee shall review all proposed amendments to Title 7 (Business Licenses, Taxes and Regulations) and Title 17 (Buildings and Construction) of this code.

Alderman Richard E. Israel
Alderman Frederick M. Paone
Alderwoman Sheila M. Finlayson

- ENVIRONMENTAL MATTERS COMMITTEE

The Environmental Matters Committee shall consider matters affecting the natural environment of the City. The Environmental Matters Committee shall review all proposed amendments to Title 14 (Streets, Sidewalks and Public Places), Title 15 (Harbors and Waterfront Areas), and Title 16 (Public Services) of this code.

Alderman Kenneth A. Kirby
Alderman Ian Pfeiffer
Alderman Ross H. Arnett, III

- FINANCE COMMITTEE

The Finance Committee shall handle all matters relating to the review of the budget and continuous surveillance of the budget. The Finance Committee shall have power to review and make recommendations with regard to the Mayor's annual operating budget and shall submit recommendations with regard to the budget to the City Council not later than the second Monday in May of each year. The Finance Committee shall review all proposed amendments to Title 6 (Revenue and Finance) of this code.

Alderman Richard E. Israel
Alderwoman Classie G. Hoyle
Alderman Ian Pfeiffer

- HOUSING AND HUMAN WELFARE COMMITTEE

The Housing and Human Welfare Committee shall consider issues of housing and matters affecting the general health, welfare and quality of life of the residents of the City. The Housing and Human Welfare Committee shall review all proposed amendments to Title 8 (Animals), Title 10 (Health and Safety), and Title 18 (Landlord and Tenant Relations) of this code.

Alderwoman Sheila M. Finlayson
Alderman Mathew Silverman
Alderman Kenneth A. Kirby

- PUBLIC SAFETY COMMITTEE

The Public Safety Committee shall consider matters affecting public safety in the City. The Public Safety Committee shall review all proposed amendments to Title 11 (Public Peace, Morals and Welfare) and Title 12, (Vehicles and Traffic) of this code.

Alderman Frederick M. Paone
Alderwoman Sheila M. Finlayson
Alderman Mathew Silverman

- RULES AND CITY GOVERNMENT COMMITTEE

The Rules and City Government Committee shall review and consider all proposed amendments to the Charter and all proposed amendments to Title 1 (General Provisions), Title 2 (Administration), Title 3 (Personnel), Title 4 (Elections), Title 20 (Subdivisions), Title 21 (Planning and Zoning) and Title 22 (Adequate Public Facilities) of this code.

Alderman Richard E. Israel
Alderwoman Classie G. Hoyle
Alderman Ross H. Arnett, III

- Alderman Israel moved to accept the Mayor's appointments to the aldermanic standing committees. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

Julie Stankivic, 906 Primrose Road, Apt 204, Annapolis, Maryland 21403 spoke on the budget, committee assignments, and city code qualifications for the appointment of a public works director.

Delegate Herb McMillan, 417 Fox Hollow Lane, Annapolis, Maryland 21403 spoke on budget cuts, contract employees, salary increases, and overtime.

Julie Mussog, 1105 Miami Avenue, Annapolis, Maryland 21403 spoke in support of the letter outlining budget cuts sent to the mayor and alderpersons from the concerned citizens committee.

Steve Samaras, owner of Zackary's Jewelry located at 100 Main Street, Annapolis, Maryland 21401 spoke in favor of Doug Smith as the City's Chief Administrative Officer.

PUBLIC HEARING

- O-03-09 For the purpose of permitting in the MX Zoning District indoor theaters, accessory structures and/or architectural features such as clock towers to be up to 100 feet in height if attached to office and/or retail structures that are part of a Planned Development.**

Planning and Zoning Director Arason gave a brief presentation on the ordinance.

Spoke on the ordinance:

Brenda Desjardins, 14 German Street, Annapolis, Maryland 21401

Spoke in favor of the ordinance:

Charles F. Delavan of Blumenthal & Delavan, 170 Jennifer Road, Suite 240, Annapolis, Maryland 21401 representing the Jerome J. Parks Companies.
Gary Martinez, 1412 Eye St NW, Washington, DC 20005, representing the Jerome J. Parks Companies.

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

- Mayor Cohen accepted into the record accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 9/17/09, and Memoranda's from Jon Arason, Director, to the Planning Commission dated 5/14/09 and 9/9/09.
- Mayor Cohen declared the public hearing closed.

Without objection the public hearing on O-47-09 and R-50-09 were held jointly.

O-47-09 For the purposes of prohibiting the use of a taxicab's horn to announce its arrival or departure and specifying taxicab permitting standards.

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R-50-09 For the purpose of revising the fine for taxicab violations.

Finance Director Elliott gave a brief presentation on O-47-09 and R-50-09.

Spoke on the O-47-09 and R-50-09:

Devin Heritage, 18 Janwall Court, Annapolis, Maryland 21401

Spoke in opposition to O-47-09 and R-50-09:

Robert Eades, 32 Pleasant Street, Annapolis, Maryland 21401 representing Vice President of the Annapolis Taxi Cab Association
Cynthia Carter, 1311 Colony Drive, Annapolis, Maryland 21403

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

- Mayor Cohen declared the public hearings closed.

O-59-09 For the purpose of revising storm water management standards in conformity with Maryland State law.

Chief of Environmental Programs Biba 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.

ORDANCES & RESOLUTIONS – 1ST READING

O-66-09 For the purpose of clarifying the licensure restriction on a mobile food service facility that prepares and sells food in a vehicle operated in a residential area.

- Alderman Arnett moved to adopt O-66-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Economic Matters Committee.

O-67-09 **For the purpose of rezoning a portion of parcel 725 on Tax Map 4Z, also known as 214 Duke of Gloucester Street, to C2 - Conservation Business District.**

- Alderman Arnett moved to adopt O-67-09 on first reading. Seconded. CARRIED on voice vote.

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

O-68-09 **For the purposes of requiring that all laws be enacted by ordinance; removing the requirement of a vote on first reading; requiring all readings of legislation occur during the same term; and, prohibiting the passage of legislation following a general election until the commencement of a new term.**

- Alderman Arnett moved to adopt O-68-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee.

O-69-09 **For the purpose of establishing the Financial Advisory Committee.**

- Alderman Arnett moved to adopt O-69-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government, Economic Matters and the Finance Committees.

O-70-09 **For the purpose of directing City Council voting by rotating sequence at each meeting of the Council, with the Mayor voting last.**

- Alderman Paone moved to adopt O-70-09 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee.

R-73-09 **For the purpose of establishing a citizens committee to review the City of Annapolis' alcoholic beverage laws.**

- Alderman Arnett moved to adopt R-73-09 on first reading. Seconded. CARRIED on voice vote.
- Alderman Israel requested there be a public hearing scheduled for R-73-09.

BUSINESS AND MISCELLANEOUS

1. Budget Amendments GT-10-10, GT-11-10, GT-12-10, GT-13-10

Finance Director Elliott was present and answered questions from council.

- Alderwoman Hoyle moved to accept budget revision request control numbers GT-10-10, GT-11-10, GT-12-10, and GT-13-10. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:39 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk