

**CITY OF ANNAPOLIS
SPECIAL MEETING OF THE CITY COUNCIL**

July 22, 2013 7:00 p.m.

Call to Order
Invocation
Pledge of Allegiance
Roll Call

Mayor Cohen
Mayor Cohen
Mayor Cohen
City Clerk Watkins-Eldridge

PETITIONS, REPORTS AND COMMUNICATIONS

Reports by Committees

Comments by the General Public

A person appearing before the City Council with a petition, report or communication shall be limited to a presentation of not more than three minutes.

PUBLIC HEARING

O-30-13 **Issuance of General Obligation Refunding Revenue Bonds**– AN ORDINANCE concerning the issuance of not to exceed Twenty-Five Million Dollars (\$25,000,000) aggregate principal amount of general obligation refunding revenue bonds (the “Refunding Bonds”) of the City of Annapolis (the “City”) for the purpose of refunding the City’s Special Obligation Bonds (Park Place Project), Series 2005A and 2005B (the “Series 2005 Bonds”), which Series 2005 Bonds financed (a) costs of the public portion of the Park Place garage, which public portion consists of 680 spaces for parking by the general public, and related infrastructure improvements, located at the intersection of West Street and Taylor Avenue, as part of a mixed-use project which includes (1) a full-service hotel, (2) two office buildings, (3) approximately 208 residential condominiums, (4) the site for a performance hall, and (5) a clock tower structure, (b) a reserve fund and capitalized interest for the Series 2005 Bonds, and (c) costs of issuance of the Series 2005 Bonds; providing that the Refunding Bonds shall be issued pursuant to the Tax Increment Financing Act (being Sections 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland), the Special Tax District Act (being Section 44A of Article 23A of the Annotated Code of Maryland) and Section 24 of Article 31 of the Annotated Code of Maryland; providing that the Refunding Bonds shall be secured by a pledge of the security and revenues pledged to the payment of the Series 2005 Bonds (i.e., the Tax Increment Revenues, the Garage Net Operating Income and the Special Tax, all as defined in the Indenture (hereinafter defined)) and by a pledge of the full faith and credit of the City subordinate to the pledge of the Tax Increment Revenues, the Garage Net Operating Income and the Special Tax so that the Refunding Bonds shall be a general obligation of the City; authorizing the Mayor of the City (the “Mayor”) to take such actions as shall be necessary or desirable in connection with the issuance and sale of the Refunding Bonds, including (without limitation) approving a supplement to the Indenture of Trust dated as of January 1, 2005 between the City and Manufacturers and Traders Trust Company, as trustee (the “Indenture”), providing for the sale of the Refunding Bonds at public or private (negotiated) sale, establishing the interest rate or rates for the Refunding Bonds, and approving the price at which the

Refunding Bonds are sold to the purchasers thereof; covenanting to levy and collect all taxes necessary to provide for the payment of the principal of and interest on the Refunding Bonds; generally providing for and determining various matters relating to the issuance, sale and delivery of the Refunding Bonds; and providing that this Ordinance supplements and amends Ordinance No. O-14-01, adopted on May 14, 2001.

LEGISLATIVE HISTORY			
<i>Legislative referrals are subject to City Council action at the time of introduction and are reflected in the City Council's adopted minutes</i>			
First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
7/8/13	7/22/13	7/15/13	10/4/13
Referred to	Referral Date	Meeting Date	Action Taken
Finance	7/8/13	7/11/13	Favorable
Financial Advisory Commission	7/8/13	7/11/13	Favorable

LEGISLATIVE ACTIONS

ORDINANCES and RESOLUTIONS – 2ND READER

O-47-11 Fence Permits - For the purpose of amending the Code of the City of Annapolis with respect to the issuance of fence permits.

LEGISLATIVE HISTORY			
First Reading	Public Hearing	Fiscal Impact Note	180 Day Rule
9/26/11	4/22/13	2/17/12	3/23/12
Referred to	Referral Date	Meeting Date	Action Taken
Economic Matters	9/26/11	6/6/13	Favorable w/ amd.
Rules and City Gov't	9/26/11	5/23/13	Favorable
Planning Commission	9/26/11	3/8/13	Favorable w/ amd.

O-16-13 Authorizing Local Businesses to be Eligible for a Capital Facilities Payment Plan – For the purpose of authorizing local businesses to be eligible for a capital facilities payment plan.

LEGISLATIVE HISTORY			
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First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
3/11/13	4/8/13	3/27/13	6/7/13
Referred to	Referral Date	Meeting Date	Action Taken
Economic Matters	3/11/13	7/15/13	Favorable w/ amd.
Finance	3/11/13	7/11/13	Favorable w/ amd.

O-18-13 The Conveyance of Certain Portions of 908 and 914 Bay Ridge Avenue –
 For the purpose of conveying by deed the right, title, and interest of the City of Annapolis in a certain part of the land at 914 Bay Ridge Avenue to Ana Cortes; accepting the conveyance by deed of Ana Cortes' right, title, and interest in a certain part of the land at 908 Bay Ridge Avenue; and all matters relating to these conveyances.

LEGISLATIVE HISTORY			
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First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
4/22/13	5/20/13	4/24/13	7/19/13
Referred to	Referral Date	Meeting Date	Action Taken
Economic Matters	4/22/13	7/15/13	Favorable

O-30-13 Issuance of General Obligation Refunding Revenue Bonds– AN ORDINANCE concerning the issuance of not to exceed Twenty-Five Million Dollars (\$25,000,000) aggregate principal amount of general obligation refunding revenue bonds (the "Refunding Bonds") of the City of Annapolis (the "City") for the purpose of refunding the City's Special Obligation Bonds (Park Place Project), Series 2005A and 2005B (the "Series 2005 Bonds"), which Series 2005 Bonds financed (a) costs of the public portion of the Park Place garage, which public portion consists of 680 spaces for parking by the general public, and related infrastructure improvements, located at the intersection of West Street and Taylor Avenue, as part of a mixed-use project which includes (1) a full-service hotel, (2) two office buildings, (3) approximately 208 residential condominiums, (4) the site for a performance hall, and (5) a clock tower structure, (b) a reserve fund and capitalized interest for the Series 2005 Bonds, and (c) costs of issuance of the Series 2005 Bonds; providing that the Refunding Bonds shall be issued pursuant to the Tax Increment Financing Act (being Sections 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland), the Special Tax District Act (being Section 44A of Article 23A of the Annotated Code of Maryland) and Section 24 of Article 31 of the Annotated Code of Maryland; providing that the Refunding Bonds shall be secured by a pledge of the security and revenues pledged to the payment of the Series 2005 Bonds (i.e., the Tax Increment Revenues, the Garage Net Operating Income and the Special Tax, all as defined in the Indenture (hereinafter defined)) and by a pledge of the full faith and credit of the City subordinate to the pledge of the Tax Increment Revenues, the Garage Net Operating Income and the Special Tax so that the Refunding Bonds shall be a general obligation of the City; authorizing the Mayor of the City (the "Mayor") to take such actions as shall be necessary or desirable in connection with the issuance and sale of the Refunding Bonds, including (without limitation) approving a supplement to the Indenture of Trust dated as of January 1, 2005 between the City and Manufacturers and Traders Trust Company, as trustee (the "Indenture"), providing for the sale of the Refunding Bonds at public or private (negotiated) sale, establishing the interest rate or rates for the Refunding Bonds, and approving the price at which the

Refunding Bonds are sold to the purchasers thereof; covenanting to levy and collect all taxes necessary to provide for the payment of the principal of and interest on the Refunding Bonds; generally providing for and determining various matters relating to the issuance, sale and delivery of the Refunding Bonds; and providing that this Ordinance supplements and amends Ordinance No. O-14-01, adopted on May 14, 2001.

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First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
7/8/13	7/22/13	7/15/13	10/4/13
Referred to	Referral Date	Meeting Date	Action Taken
Finance	7/8/13	7/11/13	Favorable
Financial Advisory Commission	7/8/13	7/11/13	Favorable

R-26-13 Special Event Applications – III – For the purpose of authorizing City Council approval of selected special events per R-14-12, implementing a moratorium on administrative approvals for events at City Dock; designating specific dates for the sale of merchandise in the Historic District in conjunction with only the approved special events; waiving fees for the Eastport Yacht Club Lights Parade and the Grand Illumination; and the reimbursement of full fees to the City for the cost associated with the other approved events.

LEGISLATIVE HISTORY			
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First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
5/20/13	N/A	6/4/13	8/16/13
Referred to	Referral Date	Meeting Date	Action Taken
Economic Matters	5/20/13	7/15/13	Favorable
Finance	5/20/13	7/11/13	Favorable

R-31-13 Designation of Annapolis as a Sustainable Community – For the purpose of supporting the designation of Annapolis as a Sustainable Community, pursuant to the attached Sustainable Community map and Sustainable Community Plan (the "Plan,") as further described in the Sustainable Community Application (the "Application"), for approval either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through the Smart Growth Sub-Cabinet of the State of Maryland.

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First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
7/8/13	N/A	7/16/13	10/4/13
Referred to	Referral Date	Meeting Date	Action Taken
Housing and Human Welfare	7/8/13	7/22/13	
Environmental Matters	7/8/13	7/18/13	

ORDINANCES – 1st READER

O-27-13 Sediment and Erosion Control – For the purpose of adopting the State of Maryland's required erosion and sediment control ordinance that meets the intent of the State's sediment control laws and regulations.

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First Reading	Public Hearing	Fiscal Impact Note	90 Day Rule
7/22/13			10/18/13
Referred to	Referral Date	Meeting Date	Action Taken
Economic Matters	7/22/13		
Environmental Matters	7/22/13		

O-32-13 Plumbing Permit Fees – Capital Facilities – For the purpose of authorizing applicants for a special exception or other development proposal, subject to the following group of plumbing permit fees (a connection charge, a capital facility charge, a capital facility assessment charge, and an installation charge), to be eligible for the fees levied at the time of such application rather than the fees at the time the permit may be issued; and making such provisions retroactive to July 1, 2011.

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7/22/13			10/18/13
Referred to	Referral Date	Meeting Date	Action Taken
Economic Matters	7/22/13		
Finance	7/22/13		

BUSINESS AND MISCELLANEOUS

1. Appointments

UPCOMING CITY COUNCIL EVENTS

Special Meeting: Thursday, July 25, 2013, 7:00 p.m. City Council Chambers