



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Regular Meeting Minutes - Final

City Council

Monday, December 11, 2023

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Regular Meeting

Call to Order

Mayor Buckley called the Regular Meeting to order at 7:00 pm.

Invocation

Given by Alderman Savidge.

Pledge of Allegiance

Led by Mayor Buckley.

Roll Call

Tonight's roll call began with Alderwoman Pindell Charles.

Present: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

Approval of Agenda

Alderman Arnett moved to approve the agenda. Seconded. CARRIED on voice vote.

A. Ceremonial Items

[ID-169-23](#) Annapolis Boat Shows Presentation

This Ceremonial Item was presented.

0 [ID-176-23](#) City Council Citation - "The Taylor Family: A Taylor-Made Christmas"

This Ceremonial Item was presented.

[ID-177-23](#) City Council Citation - Ward 3 Resident Turning 100 - Mrs. Annabelle Turner Herbert

This Ceremonial Item was presented.

B. PETITIONS, REPORTS & COMMUNICATIONS

1. Update from the Mayor

Good evening!

This is our last City Council meeting before the holidays and we have full agenda so I will keep this as short as possible. There is a lot going on around town over the holidays.

On behalf of my wife Julie, the Mayor's office staff, City department directors, our amazing City of Annapolis workforce, and members of this council, I want to wish you and your family a very happy holiday season, whether you celebrate Christmas, Hanukkah, Kwanzaa or even if you aren't celebrating a religious holiday at all.

To find out about Christmas and New Year events please go to: www.Annapolis.gov. I will mention just one event in particular: our own Holiday open house here in City Council Chambers this Thursday November 14th from 4 to 6pm. We'd love to see you, share some hospitality and goodwill, and celebrate both the year that's been and all that lies ahead in 2024.

As we wrap up 2023, please stay safe out there and have a very happy New Year as we roll into the new year. Thank you.

2. Reports by Committee

Standing Committee Dates:

Transportation Committee Regular Meetings

December 13, 2023, 4:00 PM - 6:00 PM

Environmental Matters Committee Regular Meeting

December 14, 2023, 3:00 PM - 5:00 PM

Housing & Human Welfare Committee Regular Meeting - CANCELLED

December 18, 2023, 6:00 PM - 8:00 PM

Finance Committee Regular Meeting

December 20, 2023, 10:30 AM - 12:30 PM

Economic Matters Committee Regular Meeting

December 20, 2023, 6:30 PM - 8:00 PM

3. Comments by the General Public

Speakers:

George Gallagher, 1212 Barbud Lane, Annapolis, Maryland 21403.

Ryan Franey, 133 S. Homeland Avenue, Annapolis, Maryland 21403.

Edilene Barros, 1212 Barbud Lane, Annapolis, Maryland 21403.

Peggy Williams

David Mooseburger, 14(on Tape)

Brian Toronto, 1134 Bayview Avenue, Annapolis, Maryland 21401.

Don Lamb Minor (#) West Street, Annapolis, Maryland 21401.

(first name) Warfield, 2904 South Haven Drive, Annapolis, Maryland 21401.

Mayor Buckley declared comments from the general public closed.

C. CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Alderman Arnett to approve the Consent Calendar. The motion carried:unanimously

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

1. Approval of Journal of Proceedings

[CCM 11.6.23](#) Regular Meeting Minutes

A motion was made by Alderman Arnett to approve the Consent Calendar. The motion carried:unanimously

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

[CCM 11.27.23](#) Special Meeting Minutes

A motion was made by Alderman Arnett to approve the Consent Calendar. The motion carried:unanimously

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

2. Annual Reports

[ID-170-23](#) Maryland Department of Planning Annual Report 2022 for the City of Annapolis & the Annapolis Planning Commission's approval of the report

Planning & Zoning Director Jakubiak provided a brief presentation and answered questions from the council.

3. Supplemental Appropriations Under \$50,000

[SA-13-24](#) Grant - APD - BJA Bureau of Justice Assistance

A motion was made by Alderman Arnett to approve the Consent Calendar. The motion carried:unanimously

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

[SA-15-24](#) Grant - Planning & Zoning - State of MD (Maryland Historic District)

**A motion was made by Alderman Arnett to approve the Consent Calendar.
The motion carried:unanimously**

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandemeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

[SA-16-24](#) Affordable Housing Trust Fund - Planning and Zoning - FY23 Affordable Housing Trust Fund Excess Revenue

Alderman Arnett moved to approve SA-16-23. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandemeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

[SA-17-24](#) Capital - Department of Public Works - Capital Reserve Balance (General Fund)

**A motion was made by Alderman Arnett to approve the Consent Calendar.
The motion carried:unanimously**

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandemeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

[SA-18-24](#) Grant - Harbormaster - State of Maryland - Department of Natural Resources

**A motion was made by Alderman Arnett to approve the Consent Calendar.
The motion carried:unanimously**

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandemeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

End of Consent Calendar

D. BUSINESS & MISCELLANEOUS

1. Appointments

[AP-35-23](#) Appointment - Joan Brady - Arts in Public Places

Alderman Gay moved to confirm AP-35-23. Seconded. CARRIED on voice

vote.

[AP-36-23](#)

Re-Appointment - Mr. Michael Walsh - Board of Appeals

Alderman Gay moved to confirm AP-36-23. Seconded. CARRIED on voice vote.

[AP-37-23](#)

Re-Appointment - Mr. Robert Gallagher - Board of Appeals

Alderman Gay moved to confirm. Seconded. CARRIED on voice vote.

[AP-39-23](#)

Appointment - Mr. Christopher Sheehan - Alcoholic Beverage Control Board

Alderman Gay moved to confirm AP-39-23. Seconded. CARRIED on voice vote.

[AP-40-23](#)

Appointment - Mr. Ryan Webb - Building Board of Appeals

Alderman Gay moved to confirm AP-40-23. Seconded. CARRIED on voice vote.

2. Supplemental Appropriations \$50,000 & Above

[SA-12-24](#)

General - Law - Reserve for One-Time Uses - Contractual Services

Finance Director Dickinson and City Manager Mallinoff were present and answered questions from the council.

Alderman Savidge moved to postpone SA-12-24 until January 8, 2024. Seconded. CARRIED on voice vote.

[SA-14-24](#)

Grant - APD - Maryland's Governor's Office

Alderman Gay moved to approve SA-14-24. Seconded. CARRIED on voice vote.

3. Fund Transfers

[FT-5-24](#)

Forfeiture Asset and Seizure Fund - Police Department - Supplies/Contractual Services

Finance Director Dickinson (Officer APD - Get title) were present and answered questions from the council..

Alderwoman Pindell Charles moved to approve FT-5-24. Seconded. CARRIED on voice vote.

E. LEGISLATIVE ACTION

1. First Readers

Ordinance(s)

[O-36-23](#)**Annapolis Harbor Lines for 3 President Point Drive on Spa Creek-**

For the purpose of changing the Annapolis harbor line on Spa Creek for President Point Condominium at 3 President Point Drive; and generally related to harbor lines and setbacks.

Sponsors: Arnett

Alderman Arnett moved to adopt O-36-23 on first reader. Seconded. CARRIED on voice vote.

Mayor Buckley referred O-36-23 to the Board of Port Wardens.

Mayor Buckley referred O-36-23 to the Maritime Advisory Board.

Mayor Buckley referred O-36-23 to the Environmental Matters Committee.

Alderman Savidge requested there be a justification created for O-36-23.

Resolutions(s)

[R-59-23](#)

Delegation of Authority for Administrating Elections - For the purpose of authorizing the City of Annapolis to contract with the Anne Arundel County Board of Elections to administer the City of Annapolis Municipal Primary and General Elections in 2025.

Sponsors: Mayor Buckley

Alderman Arnett moved to adopt R-59-23 on first reader. Seconded. CARRIED on voice vote.

[R-61-23](#)

Budget Process Timeline for Fiscal Year 2025 - For the purpose of approving a timeline for the Fiscal Year 2025 budget development and approval process.

Sponsors: Mayor Buckley and Tierney

Alderman Arnett moved to adopt R-61-23 on first reader. Seconded. CARRIED on voice vote.

2. Second Readers[O-22-23](#)

Business License, Taxes and Regulation - Creation of Art Establishment Beer and Wine License - For the purpose of creating a City of Annapolis beer and wine license for specific art venues as authorized by MD. Alcoholic Beverages Code § 10-1002 per House Bill 353 and Senate Bill 472, signed by Governor Wes Moore on May 3, 2023; and generally related to the Alcoholic Beverages chapter of the City Code.

Sponsors: Tierney

Alderwoman Pindell Charles moved to postponed O-22-23 until Monday, January 2024. Seconded. CARRIED on voice vote.

[R-38-23](#)**FY 2024 Annual Fees Schedule - Art Establishment Liquor License**

Fee - For the purpose of specifying the fee for the new Art Establishment liquor license.

Sponsors: Tierney

Alderman Arnett moved to postponed R-38-23 until Monday, January 8, 2024. Seconded. CARRIED on voice vote.

[O-28-23](#)

City Noise Prohibitions and Enforcement - For the purpose of updating the Annapolis City Code noise prohibition section by adding a ban on certain noise in residential areas; expanding enforcement; and generally related to noise prohibitions.

Sponsors: Tierney, Savidge and O'Neill

Alderman Savidge moved to postponed O-28-23 until Monday, January 8, 2024. Seconded. CARRIED on voice vote.

Alderman Savidge referred O-28-23 to the Environmental Matters Committee.

[R-51-23](#)

Fines for Violating Annapolis Noise Restrictions - For the purpose of increasing the fine for repeat violations of the City of Annapolis noise restrictions; and generally dealing with public peace and order section of the City Code.

Sponsors: Savidge

Alderwoman Pindell Charles moved to postponed R-51-23 until Monday, January 8, 2024.. Seconded. CARRIED on voice vote.

[O-25-23](#)

Exception to Allow Public Kayak Rack Pilot Program - For the purpose of creating a City of Annapolis pilot program to allow a public kayak rack in a street-end city park located on the City's waterfront; changing Title 15 of the City Code to allow the pilot project; and generally dealing with the City's waterfront parks.

Sponsors: Tierney and Savidge

Alderman Arnett moved to withdraw O-25-23 without objection. Seconded. CARRIED on voice vote.

[O-27-23](#)

City of Annapolis Electrical Code Update - For the purpose of updating the City of Annapolis electrical code to current National Electric Code standards as published by the National Fire Protection Association, 2020 Edition, and the National Electrical Safety Code, 2023 Edition; and generally related to the city's electrical code.

Sponsors: Schandelmeier, Tierney and Gay

Alderman Gay moved to adopt O-27-23 on second reader. Seconded. CARRIED on voice vote.

City Manager Mallinoff was present and answered questions from the council.

Alderwoman Pindell Charles moved to adopt O-27-23 on third reader. Seconded.

A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

Alderwoman Pindell Charles - Cosponsor Added.

[O-35-23](#)

Civil Service Board Duties - For the purpose of clarifying and streamlining Civil Service Board duties to those related to holding hearings and deciding appeals regarding issues involving civil service employees.

Sponsors: Mayor Buckley

Alderman Arnett moved to adopt O-35-23 on second reader. Seconded.

Mayor Buckley moved to amend O-35-23 as follows:

Amendment # 1:

On page 8 insert the following:

3.12.060 Classification.

The Human Resources Manager is responsible for the classification and the reclassification of each position in the civil service system. Each position shall be classified in a job description on the basis of the kind and level of duties and responsibilities assigned to the position. A job description may include one position or several similar positions. The positions classified in one job description shall be sufficiently alike to permit the use of a single descriptive title, the same minimum qualifications, and the same pay scale. Job descriptions and any subsequent revisions shall be forwarded to the Civil Service Board for approval.

3.04.010 Definitions.

"Employment agreement employee" means an other excluded service employee: (1) who, is required to execute an employment agreement; (2) who is not specifically placed in the civil service system by the Civil Service Board Human Resources Manager or designated as exempt service by the City Council; (3) who does not meet the definition of a temporary employee; and (4) who has an employer-employee relationship with the City as further described in Chapter 3.10. This includes employees whose positions are fully funded by grant sources that preclude benefits or compensation to which civil service employees are entitled. "Other excluded service" includes all other persons rendering limited-term or temporary employee services except those specifically placed in the civil service system by the the Civil Service Board Human Resources Manager or those designated as exempt service

by the City

Council. Any positions not included in the civil service or the exempt service are considered to be "other excluded service." Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt O-35-23 as amended on second reader. Seconded. CARRIED on voice vote.

Alderman Schandelmeier moved to adopt O-35-23 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

R-56-23

FY 2024 Fines Schedule Update - Abandoned Vehicle - For the purpose of increasing fines for abandoned vehicles in the City of Annapolis, and generally related to Title 12, Vehicles and Traffic.

Sponsors: Tierney

Alderman Arnett moved to adopt R-56-23 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 6 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Nay: 2 - Alderwoman Pindell Charles and Alderman Gay

Absent: 1 - Alderwoman Tierney

R-58-23

Annual Meeting and Tourism Industry Reception - For the purpose of identifying the Annual Meeting and Tourism Industry Reception that will be held on January 23, 2024, as a Special Event and waiving certain City of Annapolis fees for services related to that event.

Sponsors: Mayor Buckley

Alderman Gay moved to adopt R-58-23 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 8 - Mayor Buckley, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Tierney

Alderwoman Pindell Charles - Cosponsor Added.

Alderman Gay - Cosponsor Added.

Alderman Schandelmeier - Cosponsor Added.

G. Adjournment

Upon motion duly made, seconded and adopted, the Special Meeting was adjourned at 9:18 pm.

Regina C. Watkins-Eldridge, MMC
City Clerk

Anyone needing reasonable accommodation to be able to participate in a public meeting held by the City of Annapolis should contact Regina Watkins-Eldridge at 410.263.7942, by MD Relay (711), or by email at cityclerk@annapolis.gov at least five days prior to the meeting date to request assistance.

We encourage citizens to attend and participate in City Council Meetings. If you are unable to attend, the meetings can be viewed live on Channel 99/100 for all Comcast subscribers and on Channel 34 for Verizon customers. The meeting can also be viewed on computer and mobile devices by going to <http://bit.ly/1gCd4pL> during the meetings.