



# City of Annapolis

160 Duke Of Gloucester  
Street  
Annapolis, MD 21401

## Regular Minutes - Draft

### City Council

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Monday, January 9, 2017

7:00 PM

Mayor John T. Chambers, Jr.  
City Council Chambers

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#### Call to Order

Mayor Pantelides called the meeting to order 7:08 p.m.

#### Invocation

Given by Alderman Kirby.

#### Pledge of Allegiance

Led by Mayor Pantelides.

#### Roll Call

Tonight's roll call began with Alderman Kirby.

**Present:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

#### Approval of Agenda

Alderwoman Finlayson moved to approve the agenda as amended to Add O-3-17 Annual City Budget Submission Dates on first reader, and City Council Citations to Megan Matthews and Gayle-Ann Lehmann and to REMOVE City Council Citation to David A. Jarrell, Director Public Works. Seconded. CARRIED on voice vote.

### Petitions, Reports and Communications

#### A. Reports by Committee

##### Standing Committee Dates:

##### Rules and City Government

Tuesday, January 10, 2017 | 4:00pm - 5:30pm

##### Finance Committee

Tuesday, January 17, 2017 | 5:00pm - 6:30pm

##### Housing and Human Welfare/Housing and Community Development

Tuesday, January 17, 2017 | 7:30pm - 8:30pm

##### Public Safety Committee

Wednesday, January 18, 2017 | 5:00pm - 6:30pm

##### Economic Matters Committee

Wednesday, January 18, 2017 | 6:30pm - 8:00pm

**Environmental Matters Committee**

Thursday, January 19, 2017 | 1:30pm - 3:00pm

**B. Comments by the General Public**

*William Keys, 3459 Rockway Avenue, Annapolis Maryland 21403 spoke on ordinance O-1-17, his grandson Arturo and programs at Annapolis High School.*

*Dr. Rodriguez, 502 Woods Drive, Annapolis, Maryland 21401 spoke in support of ordinance O-1-17, her students, education and Nelson Mandela.*

*Susanne Martin, 118 Maple Drive, Annapolis, Maryland 21401 spoke on her ancestors, her two daughters, immigrants and ordinance O-1-17.*

*Rev. Ryan P. Simons, 32 Pleasant Street, Annapolis, Maryland 21401 spoke on Leviticus, being a tenant of God, law enforcement, immigration status, education, drug use, crime in the city, being a city resident and ordinance O-1-17.*

*Marc Rodriguez, 502 Birch Drive, Annapolis, Maryland 21403 spoke on immigration, his family, high school students, community stakeholders, a young woman who was raped and forced to live with the rapist, crime and domestic abuse, community policing, the Martin Luther King Holiday and Alderman Littmann's Ordinance O-1-17.*

*Ed Connors, 63 Bald Ridge Road, Annapolis, Maryland 21403 spoke on yard waste pick up day, emails sent to City Manager Andrews, Public Works Director Jarrell and Alderman Paone, Phil Scribner and thanked the City for a job well done.*

*Janet Norman, 787 Annapolis Neck Road, Annapolis, Maryland 21401 spoke on immigrants from Up State New York, her father serving in WWII, her son being in advanced Spanish Classes, in support of ordinance O-1-17, the 2 stabbings that occurred across the street from her house, diversity and learning from neighbors.*

*Lisa Rodvien, 219 Farragut Road, Annapolis, Maryland 21401 spoke on ordinance O-1-17, her brother and being a teacher in the Anne Arundel County School System.*

**Mayor Pantelides declared comments to the general public closed.**

**C. Update From the Mayor**

*Happy New Year!*

*I hope you all enjoyed your holidays and are ready to get back to work*

*While the capital newspaper recently chose to write a very unbalanced article about the city's 2016 Year in Review...making the entire article and all of 2016 stories in the newspaper surrounding 4 negative topics. I am saddened that they completely ignored the reality of the numerous outstanding accomplishments of this city over the past year.*

*So instead of being negative, I wanted to list a few things that I feel define Annapolis during 2016:*

*Hired an African-American Liaison and Hispanic Community Services Specialist in the Mayor's Office*

*Made major improvements to City Dock including the new bulkhead replacement project coming in on time and \$1million under budget*

*Passed a Forest Conservation Ordinance supported by local environmentalists*

*Nominated three new Housing Authority of the City of Annapolis (HACA) board members to address the financial, operational, legal, and economic issues of its residents*

*Added its first conservation easement since 2003 adding the 2.5 acre conservation easement on the Bay Village Assisted Living property to the over 100 acres held in easement by the Annapolis Conservancy Board*

*Seized record number of handguns*

*Created first Hispanic bilingual television program that is aired on both City TV and our website*

*Passed an Adequate Public Facilities Ordinance that stops development from overcrowding our schools*  
*Offered upgrades to parking options and operations, including pay by phone*  
*Worked with Maryland Live! Casino to bring 150 immediate jobs to Annapolis residents and worked to get Annapolis residents to the jobs at the facility*  
*Maintained the city's AA+ rating from the Fitch and Standard & Poor's Rating Agency and the outlook remains stable with Moody's Investors Service giving Annapolis an upgrade to its outlook from stable to positive, because of the city's strong financial management*  
*Hosted the city's first Maritime Summit, which brought together more than 100 Annapolis businesses, supporting our Marine and Maritime Industries*  
*Implemented a police body-worn camera pilot program*  
*Hosted the second annual Annapolis Job Fair at Pip Moyer Recreation Center*  
*Reorganized government to streamline development review, inspections and the permitting process*  
*Lowered solid waste fees 5% in 2016 for a total of a 31.25% decrease over three years*  
*Opened or expanded 128 businesses this year for a total 364*

*Meanwhile.... I walked around the local Admiral Heights neighborhood with Travis Pastrana and numerous friends on Saturday, and we talked with roughly 500 residents about the new information that had come to the forefront since the conversation about Nitro Circus started last October.*  
*Also, on Facebook I received 721 comments in favor of bringing the Nitro Circus to Annapolis in July and 3 against it.*  
*So, with this new information, I am inviting the association's board member, the stadium Athletic director, and Ward 2 Alderman Paone to the table to talk again about making sure the voice of Ward 2 is represented and to learn about any new concerns the community may have regarding the circus.*  
*I have offered the February City Council work session as a venue for Travis and his group to come talk to all of us and the public about the event so we can all get on the same page.*

**This was presented.**

### **Ceremonial Items**

#### **City Council Citation - Gary M. Elson, Acting City Attorney**

**This was presented.**

#### **City Council Citation - Megan Matthews**

**This was presented.**

#### **City Council Citation - Gayle-Ann Lehmann**

**This was presented.**

### **Appointments**

**Alderman Arnett moved to approve the appointments and reappointments as a group. Seconded. CARRIED on voice vote.**

[AP-20-16](#)

The Reappointment of Robert Gallagher to the Board of Appeals

**Attachments:** [AP-20-16AppointmentLetterBio.pdf](#)  
[AP-20-16signed.pdf](#)

**Alderman Arnett moved to confirm The Mayor's Reappointment of Robert Gallagher to the Board of Appeals. Seconded. CARRIED on voice vote.**

[AP-26-16](#) The Reappointment of Edith Knight to the Human Relations Commission

**Attachments:** [AP-26-16 Appointment Letter/ Resume.pdf](#)  
[AP-26-16signed.pdf](#)

**Alderman Arnett moved to confirm the Mayor's Reappointment of Edith Knight to the Human Relations Commission. Seconded. CARRIED on voice vote.**

[AP-27-16](#) The Reappointment of Dianne Graham to the Human Relations Commission

**Attachments:** [AP-27-16 Appointment Letter/ Bio.pdf](#)  
[AP-27-16signed.pdf](#)

**Alderman Arnett moved to confirm the Mayor's Reappointment of Dianne Graham to the Human Relations Commission. Seconded. CARRIED on voice vote.**

[AP-28-16](#) The Appointment of Alice Cain to the Education Commission

**Attachments:** [AP-28-16 Appointment Letter/ Resume.pdf](#)  
[AP-28-16signed.pdf](#)

**Alderman Arnett moved to confirm the Mayor's Appointment of Alice Cain to the Education Commission. Seconded. CARRIED on voice vote.**

[AP-29-16](#) The Reappointment of Jay Ronald Kabriel to the Historic Preservation Commission

**Attachments:** [AP-29-16 Appointment Letter/ Resume.pdf](#)  
[AP-29-16signed.pdf](#)

**Alderman Arnett moved to confirm the Mayor's Reappointment of Jay Ronald Kabriel to the Historic Preservation Commission. Seconded. CARRIED on voice vote.**

[AP-30-16](#) The Appointment of Peter Trogdon to the Maritime Advisory Board

**Attachments:** [AP-30-16 Appointment Letter resume.pdf](#)  
[AP-30-16signed.pdf](#)

**Alderman Arnett moved to confirm the Mayor's Appointment of Peter Trogdon to the Maritime Advisory Board. Seconded. CARRIED on voice vote.**

## Approval of the Consent Calendar

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

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

## Consent Calendar

[CCM121216](#) Regular Meeting Minutes

**Attachments:** [December 12, 2016.pdf](#)

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

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

[CCM122216](#) Special Meeting Minutes

**Attachments:** [December 22, 2016S.pdf](#)

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

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

## First Readers

[O-1-17](#) **Non-Discrimination Foreign-Born Residents** - For the purpose of amending the Code of the City of Annapolis by extending equal rights and protections to all individuals; and recognizing the importance of accommodating culturally diverse contributions of foreign-born residents to social, academic, religious, cultural, and economic life in Annapolis.

**Sponsors:** Littmann and Pfeiffer

**Attachments:** [O-1-17 Non-discrimination of Foreign Born Residents 12,16,16.docx](#)  
[O-1-17 Staff Report.docx](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**This Ordinance O-1-17 was referred to the Rules & City Government Committee.**

[O-2-17](#) **Water Service Agreement - 44 Hudson Street, LLC** - For the purpose of authorizing a water service agreement providing for the extension of City water service to 44 Hudson Street, LLC located in Anne Arundel County; and matters generally relating to providing said water service outside the City limits.

**Sponsors:** Pantelides

**Attachments:** [O-2-17 44 Hudson Street, LLC Water Service Agrmt.docx](#)  
[O-2-17 Staff Report.docx](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**This Ordinance O-2-17 was referred to the Finance Committee.**

**This Ordinance O-2-17 was referred to the Environmental Matters Committee.**

### R-2-17

**City of Annapolis Police and Fire Retirement Plan** - For the purpose of amending Appendix C of the Police and Fire Retirement Plan; and matters generally relating to amending the Plan.

**Sponsors:** Pantelides

**Attachments:** [R-2-17 Police and Fire Retirement Plan APPENDIX C.docx](#)  
[R-2-17 Staff Report.docx](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**This Resolution R-2-17 was referred to the Finance Committee.**

**This Resolution R-2-17 was referred to the Rules & City Government Committee.**

### R-3-17

**Council Compensation Commission Recommendations** - For the purpose of providing for consideration of the Recommendations of the Council Compensation Commission; and for scheduling the required Public Hearing on the Recommendations of the Council Compensation Commission.

**Sponsors:** Pantelides

**Attachments:** [R-3-17 Council Compensation Commission Recommendations.docx](#)  
[R-3-17 Staff Report.docx](#)  
[R-3-17 2017 Compensation Commission Majority Report EXEC 2017-01-03.pdf](#)  
[R-3-17 2017 Compensation Commission Minority Report EXEC 2017.01.03.pdf](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

### R-4-17

**David A. Jarrell** - For the purpose of recognizing the dedication and professionalism of David A. Jarrell in his capacity as Director of the Department of Public Works from December 2010 to January 2017.

**Sponsors:** Littmann, Finlayson, Kirby, Pindell Charles, Arnett, Pfeiffer and Budge

**Attachments:** [R-4-17 David Jarrell Director DPW.docx](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**R-5-17**

**Gary M. Elson** - For the purpose of recognizing the dedication and professionalism of Gary M. Elson in his capacity as Acting City Attorney from June 2016 to December 2016.

**Sponsors:** Littmann and Finlayson

**Attachments:** [R-5-17 Gary Elson Acting City Attorney.docx](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

## Second Readers

**O-48-16**

**Title 2 - City Manager** - For the purpose of amending and updating Chapter 2.12 of the Annapolis City Code to remove an obsolete reference to City Administrator and to replace said reference with the position title City Manager.

**Sponsors:** Pantelides

**Attachments:** [O-48-16 City Manager.docx](#)

[O-48-16 Staff Report.docx](#)

[O-48-16 Fiscal Impact.docx](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**O-45-16**

**Moderately Priced Dwelling Units** - For the purpose of amending the eligibility requirements for access to moderately priced dwelling units to include individuals who: (1) reside either in the City of Annapolis or Anne Arundel County; and (2) are under a disability as defined by the Social Security Administration.

**Sponsors:** Littmann

**Attachments:** [O-45-16 Moderately Priced Dwelling Units.docx](#)

[O-45-16 Staff Report.docx](#)

[O-45-16 Fiscal Impact.pdf](#)

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

## End of Consent Calendar

**Business and Miscellaneous****GT-7-17**

From General Fund Reserves/Fund Balance to Annapolis Police Department

**Attachments:** [GT-7-17.pdf](#)

[GT-7-17 APD Draft Plan for 1.25 Million Allocation.pdf](#)

*Chief Pristoop gave a brief overview of the Budget Revision Request GT-7-17.*

**Alderman Arnett moved to approve GT-7-17. Seconded. CARRIED on voice vote.**

**Legislative Action****Second Readers****R-4-17**

**David A. Jarrell** - For the purpose of recognizing the dedication and professionalism of David A. Jarrell in his capacity as Director of the Department of Public Works from December 2010 to January 2017.

**Sponsors:** Littmann, Finlayson, Kirby, Pindell Charles, Arnett, Pfeiffer and Budge

**Attachments:** [R-4-17 David Jarrell Director DPW.docx](#)

**Alderman Littmann moved to suspend the rules to allow passage of the resolution at the meeting of its introduction. Seconded. CARRIED on voice vote.**

**Alderman Budge moved to adopt R-4-17 on second reader. A roll call vote was taken. The motion CARRIED by the following vote:**

**Aye:** 8 - Mayor Pantelides, Alderman Budge, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**Out of Room:** 1 - Alderman Paone

**R-5-17**

**Gary M. Elson** - For the purpose of recognizing the dedication and professionalism of Gary M. Elson in his capacity as Acting City Attorney from June 2016 to December 2016.

**Sponsors:** Littmann and Finlayson

**Attachments:** [R-5-17 Gary Elson Acting City Attorney.docx](#)

**Alderman Arnett moved to suspend the rules to allow passage of the resolution at the meeting of its introduction. Seconded. CARRIED on voice vote.**

*Alderman Arnett, Alderman Budge, Alderwoman Pindell Charles and Alderman Kirby requested to be added as sponsors of R-5-17.*

**Alderman Arnett moved to adopt R-5-17 on second reader. Seconded. A roll**



call vote was taken. The motion CARRIED unanimously.

**Aye:** 8 - Mayor Pantelides, Alderman Budge, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

**Out of Room:** 1 - Alderman Paone

[CA-3-16](#) Charter Amendment - City Manager - For the purpose of amending and updating Article V of the Annapolis City Charter to remove an obsolete reference to City Administrator and to replace said reference with the title City Manager.

**Sponsors:** Pantelides

**Attachments:** [CA-3-16 Charter Revision Concerning City Manager.docx](#)

[O-3-16 Staff Report.docx](#)

[CA-3-16 Fiscal Impact.docx](#)

**Alderman Arnett moved to adopt CA-3-16 on second reader. Seconded. CARRIED on voice vote.**

**Alderman Budge moved to adopt CA-3-17 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:**

**Aye:** 9 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

[O-50-16](#) **TITLE 17 - BUILDINGS AND CONSTRUCTION** - For the purpose of updating and amending certain sections of Chapters 17.12, 17.16, 17.18, 17.24, 17.28, 17.40 and 17.44 of the Code of the City of Annapolis; adopting the ICC International Swimming Pool and Spa Code; conforming references to certain ICC Building Codes as set forth in the Code of Maryland Regulations (COMAR); and matters generally relating to updating and amending certain portions of Title 17.

**Sponsors:** Pantelides

**Attachments:** [O-50-16 Title 17 ICC Updates.docx](#)

[O-50-16 Staff Report.doc](#)

[O-50-16 Fiscal Impact.pdf](#)

[O-50-16 Economic Matters Committee Proposed Amendment.docx](#)

[O-50-16 Budge Proposed Amendment.docx](#)

*Planning and Zoning Director Gutwald and Chief of Code Enforcement Menassa were present and answered questions from council.*

**Alderman Budge moved to postpone O-50-17 until the Special Meeting on Monday, January 23, 2017. Seconded. CARRIED on voice vote.**

[R-34-16](#) **Michael A. Pristoop, Chief of Police** - For the purpose of providing a statement of full support for the Annapolis Police Department and, specifically,

Michael A. Pristoop, Chief of Police

**Sponsors:** Arnett

**Attachments:** [R-34-16 Support for Chief of Police.docx](#)

[R-34-16 Staff Report.docx](#)

[R-34-16 Fiscal Impact.pdf](#)

**Alderman Arnett moved to postpone R-34-16 until the Regular Meeting on Monday, March 13, 2017. Seconded. CARRIED on voice vote.**

**Alderman Paone asked that the record reflect his abstaining from the vote on R-34-16.**

### **O-3-17**

**Annual City Budget Submission Dates** - For the purpose of amending the date for submission of the proposed annual operating budget; amending the date for submission of the proposed capital budget; amending the date for submission of collective bargaining agreements; and matters generally relating to the submission of the annual city budget.

**Sponsors:** Finlayson and Arnett

**Attachments:** [O-3-17 Annual City Budget Submission.docx](#)

[O-3-17 Staff Report.docx](#)

**Alderwoman Finlayson moved to adopt O-3-17 on first reader. Seconded. CARRIED on voice vote.**

**This Ordinance O-3-17 was referred to the Finance Committee.**

**This Ordinance O-3-17 was referred to the Rules & City Government Committee.**

**This Ordinance O-3-17 was referred to the Financial Advisory Commission.**

### Adjournment

**Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:05 p.m.**

**Regina C. Watkins-Eldridge, MMC  
City Clerk**