



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Regular Minutes - Final-revised City Council

Monday, May 12, 2014

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Pantelides called the meeting to order at 7:09 p.m.

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

Invocation

Given by Mayor Pantelides.

Pledge of Allegiance

Led by Mayor Pantelides.

Roll Call

Tonight's roll call begins with Alderwoman Pindell-Charles.

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

To move resolution R-20-14 Honoring Jon Arason's Service to the City of Annapolis on 1st Reader before the Martha Wood Leadership Award, and to add Ordinance O-20-14 Water Service Charges on 1st Reader.

Alderman Littmann moved to approve as amended. Seconded. CARRIED on voice vote.

Approval of Journal of Proceedings

Alderman Paone moved to approve the April Minutes. Seconded. CARRIED on voice vote.

[CC040714](#) Approval of the Regular Meeting Minutes

[CC042814](#) Approval of the Special Meeting Minutes

Martha Wood Leadership Award

Mayor Pantelides invited Alderman Budge to present to the St. John's College Students representing the Project Polity and Midshipmen from the United States Naval Academy representing the Midshipman Action Group, the City Council Citation in recognition of

being honored by the Housing Authority of the City of Annapolis as the Forty-Second recipient of the prestigious Martha Wood Leadership Award.

Petitions, Reports and Communications

A. Reports by Committee

B. Report from the Finance Committee on FY 2015 Budget and related legislation

The Finance Committee Report on the FY2015 Budget and Budget Related Legislation.

Alderman Pfeiffer moved to recommend favorably. Seconded. CARRIED on voice vote.

C. Comments by the General Public

Carol Wiszynski, 4301 Garden City Drive, Landover, Maryland 20875 representing the Annapolis Police Officers spoke on eliminating positions, speed cameras and red light cameras and the IBB process.

Chief Steward Ricky Truitt, 199 Taylor Avenue, Annapolis, Maryland 21401 representing Annapolis Police Department asked the Council not to lay off any police officers.

Bill Isopi, 5 Park Place, Suite 421, Annapolis, Maryland 21401 representing the Park Place Master Association spoke in favor of the circulator and its economic benefit, and submitted a petition circulated for 4 days.

Philip C. Dales, 5 Park Place, Annapolis, Maryland 21401 spoke in favor of the circulator.

Joni Koechly, 5 Park Place, Annapolis, Maryland 21401 spoke in favor of the circulator.

Ken West, 5 Park Place, #105, Annapolis, Maryland 21401 spoke in favor the circulator, Annapolis being a tourist town, the elected officials and money being spent downtown.

Tira Baror, 5 Park Place, Annapolis, Maryland 21401 spoke in support of the circulator, employees at Park Place, downtown businesses and accessibility.

Elizabeth Corger, 6 Pinkney Street, Annapolis, Maryland 21401 Ward One Residents Association spoke in support of downtown businesses, and the circulator.

Bill Kardash, 1 Acton Court, Annapolis, Maryland 21401 representing Annapolitan for a Better Community spoke on chickens and sacrit cows, the Mayor campaign promises and the FY15 Budget.

Ryan Seth, 172 Main Street, Annapolis, Maryland 21401 representing Annapolis Business Association spoke in support of the circulator and residential parking.

Rachel Klemento, 123 Market Street, Annapolis, Maryland 21401 representing Keep Annapolis Accessible spoke on the gold and yellow routes, parking, the transportation office, the circulator and Emergency Management.

Rachel Frentsos, 123 Market Street, Annapolis, Maryland 21401 representing her husband spoke on the gold route, the circulator, gas prices and the current economic climate.

Will Marshall, 29 College Avenue, Annapolis, Maryland 21401 spoke in favor of the circulator.

George Palmer, 1423 Knightsbridge Turn, Annapolis, Maryland 21114 owner of the larges electric car fleet in the nation Annapolis Urban Adventures.

Mayor Pantelides declared petitions, reports and communications closed.

Public Hearings

O-9-14

Capital Budget Fiscal Year 2015 - For the purpose of adopting a capital budget for Fiscal Year 2015; and appropriating funds for expenditures for the Fiscal Year 2015 capital budget.

Sponsors: Pantelides

Mayor Pantelides accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated April 9, 2014.

Mayor Pantelides declared the public hearing on O-9-14 closed.

R-12-14

Capital Improvement Program Fiscal Years 2015 - 2020 - For the purpose of adopting a capital improvement program for Fiscal Years 2015-2020 (July 1, 2014 - June 30, 2020).

Sponsors: Pantelides

Mayor Pantelides accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated April 9, 2014.

Mayor Pantelides declared the public hearing on R-12-14 closed.

O-2-14

Water Service to the Chesapeake Harbour Subdivision- For purpose of authorizing and approving an agreement regarding the provision of water service to the Chesapeake Harbour Subdivision.

Sponsors: Pantelides

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

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

Mayor Pantelides declared the public hearing on O-2-14 closed.

O-10-14

Legal Counsel to Board of Supervisors of Elections - For the purpose of authorizing the Board of Supervisors of Elections to engage outside legal counsel during specified periods of time in the municipal election cycle.

Sponsors: Pantelides

Assistant City Attorney Elson gave a brief presentation and answered questions from council.

Michael Parmele, 14 Youngs Farm Court, Annapolis, Maryland 21403 was present and answered questions from council.

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

Mayor Pantelides declared the public hearing on O-10-14 open for the purpose of receiving written testimony until May 19, 2014.

[O-13-14](#) **Repeal of Police Residency Requirement** - For the purpose of repealing the requirement that sworn employees of the Police Department reside within a thirty-mile road radius from the City line.

Sponsors: Pantelides

Human Resources Director Rensted and Assistant City Attorney Elson were present and answered questions from council.

At 8:55 p.m., Mayor Pantelides requested Alderman Budge preside over the meeting during his absence.

At 8:57 p.m., Mayor Pantelides resumed the duties of the Chair.

No one from the general public spoke in favor of or in opposition to the ordinance. Mayor Pantelides declared the public hearing on O-13-14 open for the purpose of receiving written testimony until May 19, 2014.

Legislative Action

A. Second Readers

[O-1-14](#) **Single-Family Attached Dwellings in C1A Special Conservation District** - For the purpose of deeming conforming those single-family attached dwellings lawfully existing on June 20, 1994, in the C1A Special Conservation Residence District.

Sponsors: Budge

Alderman Arnett moved to adopt O-1-14 on second reader. Seconded. CARRIED on voice vote.

Rules Committee Amendment O-1-14

On page 2 line 29- 31 after "MAY BE EXPANDED" strike ", SUBJECT TO COMPLIANCE WITH THE BULK REGULATIONS FOR SINGLE-FAMILY DETACHED DWELLINGS IN THE C1A ZONING DISTRICT." And insert "IF THEY OTHERWISE MEET THE REQUIREMENTS OF THIS DISTRICT, INCLUDING THE SETBACK AND HEIGHT LIMITATIONS IN ACCORDANCE WITH SINGLE-FAMILY DETACHED DWELLINGS EXCEPT THAT FOR THE REAR YARD THE SHARED LOT LINE BETWEEN ATTACHED UNITS WILL HAVE NO SETBACK REQUIREMENT, AND SUBJECT TO MINOR SITE DESIGN PLAN APPROVAL AND REVIEW BY THE HISTORIC PRESERVATION COMMISSION UNDER SECTION 21.56 OF THIS CODE.

Alderman Arnett moved to amend. Seconded. CARRIED on voice vote.

Alderman Budge moved to adopt O-1-14 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-7-14](#)

City Budget: Referrals to the Financial Advisory Commission and City Grants to Non-Profit Organizations - For the purpose of authorizing the referral of the annual operating budget and capital budget with the capital improvement program to the Financial Advisory Commission upon introduction of the ordinances before the City Council; revising City standards for making operating and/or capital grants to non-profit organizations; and the reporting process for recipients of operating and/or capital grants.

Sponsors: Littmann

For 90 days or the 1st Meeting in September.

Alderman Littmann moved to postpone. Seconded. CARRIED on voice vote.

[R-9-14](#)

An Ad Hoc Committee to Study the 2013 Municipal Election and Make Recommendations, If Needed, to Improve the City Code, Structure, and Procedures for City Elections - For the purpose of establishing an ad hoc committee to study the 2013 municipal election and make recommendations, if needed, to improve the City Code, structure, and procedures for elections in the City of Annapolis.

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

Alderman Littmann moved to adopt R-9-14 on second reader. Seconded.

Amendment #1

NOW THEREFORE BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL that an ad hoc committee is established, consisting of (to strike "11" and Insert "13") members as follows: □ The Annapolis Democratic Central Committee shall name one co-chair and 4 additional members. □ The Annapolis Republican Central Committee shall name one co-chair and 4 additional members. □ The Mayor shall solicit nominations VOLUNTEERS for members with no political party or are registered independents OF OTHER POLITICAL PARTIES OR NOT REGISTERED (UNAFFILIATED) WITH A POLITICAL PARTY, and from said nominations VOLUNTEERS shall select one THREE memberS.

Alderman Budge moved to amend R-9-14. Seconded. CARRIED on voice vote.

Alderman Budge's Amendment # 1 to strike "Mayor" and Insert "City Council".

Alderman Littmann moved to amend R-9-14. Seconded. CARRIED on voice vote.

Amendment #1

*On Page 1 lines 25-17 modify the purpose clause as follows:
FOR the purpose of EMPOWERING THE BOARD OF SUPERVISORS OF ELECTIONS TO CREATE establishing an ad hoc committee to study the 2013 municipal election and make recommendations, if needed, to improve the City Code,*

structure, and procedures for elections in the City of Annapolis WITH CONSULTATION FROM ELECTIONS EXPERTS AND COMMUNITY REPRESENTATIVES.

On Page 2 lines 34-41 modify the resolve clause as follows:

NOW THEREFORE BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL that THE BOARD OF SUPERVISORS OF ELECTIONS HAS BEEN EMPOWERED TO CREATE an ad hoc committee FOR THE PURPOSE OF ANALYZING THE 2013 MUNICIPAL ELECTION is established, consisting of 11 members as follows:

The Annapolis Democratic Central Committee shall name one co-chair and 4 additional members.

The Annapolis Republican Central Committee shall name one co-chair and 4 additional members.

The Mayor shall solicit nominations for members with no political party

On Page 2 lines 34-41 modify the further resolve clause as follows:

AND, BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL that the BOARD OF SUPERVISORS OF ELECTIONS SHALL REPORT BACK TO THE RULES AND CITY GOVERNMENT COMMITTEE WITHIN ONE YEAR WHO WILL THEN REPORT TO THE FULL COUNCIL.

Alderman Arnett moved to amend R-9-14. Seconded. DEFEATED on voice vote.

Alderman Arnett moved to adopt R-9-14 as amended. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 6 - Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderman Littmann and Alderman Pfeiffer

Nay: 3 - Alderwoman Finlayson, Alderman Kirby and Alderman Arnett

B. First Readers

[O-18-14](#)

Admission and Amusement Taxes - For the purpose of codifying the City of Annapolis' laws related to the admission and amusement tax authorized by the Tax-General Article, § 4-102(c), of the Annotated Code of Maryland.

Sponsors: Pantelides

Mayor Pantelides referred O-18-14 to the Economic Matters Committee.

Alderman Paone moved to adopt O-18-14 on first reader. Seconded. CARRIED on voice vote.

[O-19-14](#)

Sidewalk Café Hours - For the purpose of permanently codifying the authorization in Ordinance 36-12 that permitted sidewalk cafes to remain open during the normal business hours governing such establishments.

Sponsors: Budge

Mayor Pantelides referred to the Economic Matters Committee.

Alderman Budge moved to adopt O-19-14 on first reader. Seconded. CARRIED on voice vote.

[O-20-14](#)

Water Service Charges - For the purpose of instituting charges for

re-establishing water service after non-payment; authorizing a charge for billing adjustments; authorizing a charge for estimating property transfer charges; and for all other matters related to water service charges.

Sponsors: Arnett, Paone and Pfeiffer

Mayor Pantelides referred to the Finance and Environmental Matters Committees.

Alderman Pfeiffer moved to adopt O-20-14 on first reader. Seconded. CARRIED on voice vote.

O-16-14

Establishing Chapter 14.18 of the City Code on Special Events - For the purpose of establishing Chapter 14.18 of the City Code regarding the process for authorizing special events within the City of Annapolis; requiring a permit and permit fee for special events; providing parameters for approving a special event permit; authorizing exemptions for a special event permit and permit fee; establishing conditions for special events at City Dock; and for all other purposes related to special events.

Sponsors: Arnett and Budge

Mayor Pantelides referred to the Rules and City Government, Finance, Economic Matters and the

Environmental Matters Committees.

Alderman Budge moved to adopt O-16-14 on first reader. Seconded. CARRIED on voice vote.

R-17-14

Special Event Permit Fee and Fines - For the purpose of setting the special event permit fee and a fine for violating Section 11.12.050 and Chapter 14.18 of the City Code on special events.

Sponsors: Arnett and Budge

Mayor Pantelides referred to the Environmental Matters, Rules and City Government, Public Safety and the Finance Committees.

Alderman Budge moved to adopt R-17-14 on first reader. Seconded. CARRIED on voice vote.

R-19-14

Special Event Rules - For the purpose of adopting special event rules pursuant to Chapter 14.18 of the City Code on special events in pending Ordinance 16-14.

Sponsors: Arnett and Budge

Mayor Pantelides referred to the Rules and City Government, Economic Matters, Public Safety and

Environmental Matters

Committee.

Alderman Budge moved to adopt R-19-14 on first reader. Seconded. CARRIED on voice vote.

R-20-14

Honoring Jon Arason's Service to the City of Annapolis - For the

purpose of honoring Jon Arason's distinguished service to the City of Annapolis as Director of the Department of Planning and Zoning.

Sponsors: Littmann

Alderman Littmann moved to adopt R-20-14 on first reader. Seconded. CARRIED on voice vote.

There being no voiced objection, the rules were suspended to allow passage of the resolution at the meeting of its introduction.

Alderwoman Finlayson moved to adopt R-20-14 on second 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

[R-21-14](#)

Fine Schedule for City Code Violations - For the purpose of specifying fines that may be imposed for violations of the City Code.

Sponsors: Arnett, Budge, Paone and Pfeiffer

Mayor Pantelides referred R-21-14 to the Finance Committee.

Alderman Littmann moved to adopt R-21-14 on first reader. Seconded. CARRIED on voice vote.

Adjournment

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:43 p.m.

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