



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Special Minutes - Draft

City Council

Monday, April 29, 2019

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Buckley called the Special Meeting to order at 7:02 p.m.

Invocation

Given by Mayor Buckley.

Pledge of Allegiance

Led by Mayor Buckley.

Roll Call

Tonight's roll call began with Alderman Rodriquez.

Present: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Approval of Agenda

Alderman Arnett moved to approve the agenda APPROVE the agenda as AMENDED to REMOVE the Equal Protection Task Force Quarterly Report, O-22-19 Animal Control - Canine Leash Laws on first reader, City Council Citations - Rita Dorsey, Angel Traynor, Chemire Gladden and to ADD City Council Citation to St John's Croquet Team. Seconded. CARRIED on voice vote.

Ceremonial Items

City Council Citation - Bacon, Annapolis Tobacco Store Canine Greeter

The citation was presented.

City Council Citation - St John's Croquet Team

This was presented.

Petitions, Reports and Communications

A. Reports by Committee

Standing Committee Dates: ~City Council Chamber Calendar~**4/30/19 Special Finance Committee****When:1:30 PM - 4:00 PM****5/6/19 Special Finance Committee****When:10:00 AM - 12:30 PM****5/7/19 Special Finance Committee****When:10:00 AM - 12:30 PM****5/8/19 Special Finance Committee****When:2:00 PM - 4:30 PM****5/9/19 Special Finance Committee****When:10:00 AM - 12:30 PM****5/10/19 Special Finance Committee****When:9:00 AM - 11:00 PM****B. Comments by the General Public**

Speakers:

John O'Leary, 1201 Cromwell Avenue, Annapolis, Maryland 21403 representing the St. Patrick's Day Parade.

Angel Gough, 19 Bens Drive, Annapolis Maryland 21403.

Schaffer, 7101 Bayfront Drive, Annapolis, Maryland 21403.

Judy Jones, 10 Fleet Street, Anapolis, Maryland 21401 representing Ward One Residents Association.

Steve Rogers, 515 Fourth Street, Annapolis, Maryland 21403.

Godfrey Phelps, 701 Glenwood Street, #615, Annapolis, Maryland 21401.

Tom Rikkas, 163 Prince George Street, Annapolis, Maryland 21401.

Rick Taves, 504 State Street, Annapolis, Maryland 21401.

Elizabeth Clare, 6 Pinkney Street, Annapolis, Maryland 21401.

Michael Eninsky, 963 Waterview Drive, Crownsville Maryland 21403.

Mary Teresa Merkle, 413 Blossum Tree Court, Annapolis, Maryland 21401.

Bob Saunders, 586 Warrior Events, Annapolis, Maryland 21401.

Robert Eades, 32 Pleasant Street, Annapolis, Maryland 21401.

Kevin Brennan, 695 Americana Drive, Annapolis, Maryland 21401.

Mayor Buckley declared comments from the general public closed.

C. Update from the Mayor

Mayor Gavin Buckley Remarks City Council Meeting Tuesday, April 29, 2019

- Thank you everyone for being with us. We have a full docket tonight and I don't want to be here until the wee hours, so please know that I am going to "hold the gavel hard tonight!"
- I'd like to thank the Finance Committee for all of their work since the budget dropped April 8.
- The day after the last council meeting, I went to Toledo, Ohio, where I met with mayors from around the country, including mayors from cities that have experienced mass shootings including Pittsburgh's Bill Peduto and mayors from cities that experience everyday gun violence. It was a productive working meeting and we recommitted ourselves to making smart public policy to reduce and eliminate gun violence.
- Yesterday, Baltimore City experienced a mass shooting. There were eight shot. Another one on our doorstep saddens me. There was only one fatality, and I'd like to take a moment for all of us to think about that person.
- The City Dock Action Team has an upcoming meeting I'd like to announce: May 6 at 6:30 p.m. at Pip Moyer Recreation Center. The City Dock Action Team and Working Groups have been researching implementation strategies for the Urban Land Institute TAP study. We encourage residents of all wards to be a part of this meeting.
- We have the next Naptown Antidope Movement Meeting on Saturday, May 4 at Pip Moyer. 11 to 3.
- I want to thank the Drum and Bugle Corps for working with the City to put on the Martin Luther King Jr. parade on April 13.
- The Wounded Warriors had their annual bike ride through Annapolis on April 17. I got to ride through the Naval Academy with these brave men and women. The ride is a great way to raise awareness for the sacrifices military personnel make in order to serve our country. It was an honor to be invited and to ride with them.
- Speaking of bike rides, coming up May 11, there will be another group coming through the City. This one is to support the National Law Enforcement Memorial. We'll be meeting and greeting those riders around 4 p.m. on the 11th near Stan and Joes on West Street. Please come out to cheer them on.
- With the greening of the trees, we are thinking about the environment.

- Members of my staff joined Annapolis Green, the Severn River Association, Alliance for the Chesapeake Bay, Back Creek Conservancy and the SPCA of Anne Arundel County to do a headwaters cleanup of Back Creek on April 20.
- A couple days later, we held a press event with Sen. Cardin, Congressman Sarbanes and County Executive Pittman to reaffirm our commitment to the environment for Earth Day.
- This past weekend, 300-plus volunteers from around the City worked on 60 projects for the 28th annual GreenScape. I got to participate in a project in my own neighborhood at the park on Lafayette in Murray Hill. Thank you to everyone who is working to keep our City beautiful!
- Speaking of environmental action. You've got information in the budget on some of my reorganization priorities. I am hopeful that we can work together on this. We all want to get to the same place.
- Last thing: May 4 is International Firefighter's Day. Make sure on Saturday you hug a firefighter.

Thank you.

This was presented.

D. HACA Quarterly Report

This was presented.

F. Required Administrative Submittals - City Manager

City Manager Sutherland presented the required submittals and answered questions from the council.

This was presented.

[ID-472-19](#)

This Informational Item was presented.

[ID-473-19](#)

This Informational Item was presented.

[ID-474-19](#)

2018 Byrne Justice Assistance Grant Program

This Action Item was presented.

[ID-476-19](#)

Water and Sewer Rate Study 2019

This Informational Item was presented.

Consent Calendar

Approval of the Consent Calendar

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

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Appointments

[AP-56-18](#)

The Re-Appointment of Ida Mae Sims to the Human Relations Commission

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-79-19](#)

The Re-Appointment of Martha Scott to the Human Relations Commission

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-80-19](#)

The Re-Appointment of Theresa Von Adelung Bond to the Housing and Community Development Committee

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-81-19](#)

The Appointment of Nancy Lisbon to the Housing and Community Development Committee

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-83-19](#) **The Re-Appointment of Willie Sampson to the Port Wardens**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-84-19](#) **The Re-Appointment of Gene Edwin Godley to Port Wardens**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-85-19](#) **The Re-Appointment of Thomas Lippert to the Annapolis Conservancy Board**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-86-19](#) **The Re-Appointment of Karen Jennings to the Annapolis Conservancy Board**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-87-19](#) **The Appointment of Kayla Simone Golder to the Education Commission**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-88-19](#) **The Re-Appointment of Kate Bohanan to the Environmental Commission**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-89-19](#) **The Re-Appointment of Paul Murphy to the Environmental Commission**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-90-19](#) **The Re-Appointment of Bevin Buchheister to the Environmental Commission**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[AP-92-19](#) **The Re-Appointment of Bill O’Leary to the Environmental Commission**

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Business and Miscellaneous

[GT-9-19](#) **Office of Law Transfer From: Finance/Unallocated Contingency
Transfer To: Law/Elections Contract Services**

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

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

First Readers

[CA-7-19](#) **City Clerk - For the purpose of removing the City Clerk from the supervision of the Mayor.**

Sponsors: Tierney and Savidge

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Mayor Buckley referred to the Rules & City Government Committee.

Alderman Savidge requested his name be added as a sponsor of CA-7-19.

[O-11-19](#) **R2-NC District - Demolitions - For the purpose of requiring a structural analysis prior to demolition of a residential structure or building in the R2-NC, Single-Family Residential Neighborhood Conservation District; requiring execution of a contract between the city and a structural engineer prior to demolition; and generally relating to the demolition of a residential structure or building in the R2-NC District.**

Sponsors: Arnett

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Mayor Buckley referred to the Planning Commission.

Mayor Buckley referred to the Rules & City Government Committee.

[O-19-19](#)

Adequate Public Facilities - Auto transportation facilities - For the purpose of clarifying the circumstances that would require a traffic impact analysis for a proposed project; clarifying the standards to be used to determine adequacy; and generally relating to the adequacy of auto transportation facilities.

Sponsors: Arnett and Savidge

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Mayor Buckley referred to the Planning Commission.

Mayor Buckley referred to the Rules & City Government Committee.

Mayor Buckley referred to the Transportation Committee.

Alderman Savidge requested his name be added as a sponsor of O-19-19.

[O-20-19](#)

Dwellings above the ground floor of nonresidential uses in the B1, Convenience Shopping District, and B2, Community Shopping District - For the purpose of creating standards for dwellings permitted above nonresidential uses in certain commercial districts; and matters generally relating to regulation of such dwellings.

Sponsors: Arnett

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Mayor Buckley referred to the Planning Commission.

Mayor Buckley referred to the Rules & City Government Committee.

Mayor Buckley referred to the Environmental Matters Committee.

[O-21-19](#)

Moderately Priced Dwelling Units - For the purpose of extending the occupancy periods for the sale and rental of Moderately Priced Dwelling Units (“MPDUs”); increasing the minimum requirements for the designation of MPDUs for sale and rental developments; updating definitions; increasing the required number of MPDUs proportionate to the approved development density; removing the contribution in lieu of developing MPDUs option; making stylistic changes; and generally relating to MPDUs.

Sponsors: Henson, Tierney, Rodriguez, Buckley and Savidge

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Mayor Buckley referred to the Planning Commission.

Mayor Buckley referred to the Rules & City Government Committee.

[O-23-19](#)

Office of Law - City Clerk - For the purpose of transferring the City Clerk to the Office of Law; changing the appointing authority of the City Clerk; updating the duties of the City Attorney and the City Clerk; and making certain stylistic changes.

Sponsors: Tierney and Savidge

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

Mayor Buckley referred to the Rules & City Government Committee.

Alderman Savidge requested his name be added as a sponsor of O-23-19.

[R-19-19](#)

City Sponsored Special Events in Fiscal Year 2020 - For the purpose of identifying City Sponsored Special Events; and waiving certain related City Fees during Fiscal Year 2020.

Sponsors: Tierney

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

End of Consent Calendar

Public Hearings

[O-44-18](#)

Moderately Priced Dwelling Units - Density Bonus - For the purpose of establishing review criteria for the granting of any density bonus tolerance; clarifying planned development requirements for buildings over forty-five feet.

Sponsors: Arnett and Savidge

Speakers:

Alex Koppicki, 706 Giddings Road, Annapolis, Maryland 21401.

C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403.

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

Mayor Buckley declare the public hearing on O-44-19 closed.

[O-1-19](#)

Fair Housing - Protected Classes - For the purpose of adding protected classes to the Annapolis Fair Housing laws and including additional unlawful housing practices; and generally relating to Fair Housing.

Sponsors: Rodriguez, Buckley, Savidge, Tierney and Finlayson

Speakers:

Rev. Stephen A. Tillett, 657 Broadneck Rd, Annapolis, MD 21409 representing Asbury Broadneck United Methodist.

Steven Waddy, 7968 Heather Mist Drive, Severn, Maryland 21144 representing the AACO NAACP.

Maryline O'Shea, 13 Wood Lawn Ave, Annapolis, Maryland 21401.

Sean Schneider, 1247 Castine Court Pasadena, Maryland 21127 representing the Center of Help Annapolis.

Aaron Greenfield, 11155 Dilfield Blvd, Suite 200, Owings Mills, Maryland 21117.

Michael Keller, 310 Riverview Avenue, Annapolis, Maryland 21403 representing the Annapolis Human Relations Commission.

L.E. Gomez, 1749 Meadow Hill Drive, Annapolis, Maryland 21409.

Ani Gonzalez-Brunet, 3 Chester Avenue, Annapolis, Maryland 21401.

Jose Contreras, 111 Calvert Street, Annapolis, Maryland 21401.

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

Mayor Buckley declare the public hearing on O-1-19 closed.

[O-2-19](#)

Freestanding Signs - For the purpose of permitting free-standing signs and business community identification signs in certain zoning districts; removing the minimum lot width requirement for freestanding signs in certain zoning districts; amending the regulations for wall-mounted signs; and matters generally relating to updating and amending the sign code.

Sponsors: Rodriguez

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

Mayor Buckley declare the public hearing on O-2-19 closed.

Operation of Law

Alderwoman Tierney moved to Continue the public hearings beyond 10:30 p.m.. Seconded.
CARRIED on voice vote.

[O-12-19](#)

Departmental Reorganization - For the purpose of requiring the Environmental Policy Advisor to provide certain advice relating to environmental policies and initiatives in lieu of the Office of Environmental Policy; creating the position of Environmental Policy Advisor in the exempt service; establishing the duties and responsibilities of the position; creating the position of Director of Emergency Management in the exempt service; establishing certain exempt service pay grades; and reassigning responsibility for floodplain management to the Department of Planning and Zoning.

Sponsors: Buckley and Finlayson

Speakers:

Rick Kissel, 717 Warren Drive, Annapolis, Maryland 21403.

Kurt Reigel, 307 Monterey Avenue, Annapolis, Maryland 21401.

Paul Murphy, 105 Northwest Street, Annapolis, Maryland 21401 representing the Environmental Commission

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

Mayor Buckley declare the public hearing on O-12-19 closed.

Alderwoman Tierney requested her name be removed as a sponsor of O-12-19.

[O-13-19](#)

Office of Law - For the purpose of clarifying the functions of the Office of Law; clarifying the functions of the City Clerk; making technical corrections; and making stylistic changes.

Sponsors: Buckley and Finlayson

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

Mayor Buckley declare the public hearing on O-13-19 closed.

[O-14-19](#)

Economic Development Division - For the purpose of relocating the Economic Development Division from the Department of Planning and Zoning to the Office of the Mayor; and generally related to Economic Development.

Sponsors: Buckley and Finlayson

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

Mayor Buckley declare the public hearing on O-14-19 closed.

[O-15-19](#)

The Office of Emergency Management - For the purpose of making technical and other corrections to the Office of Emergency Management section of the City Code; clarifying the role of the Harbormaster during a public emergency, making certain stylistic changes; and generally related to emergency management.

Sponsors: Buckley, Finlayson and Tierney

Speaker:

Misha Callahan, 304 I Pike Drive, Riva, Maryland 21140.

Russ Strickland, 1607 Stone Ridge Way, Bel Air, MD 21015.

Robert Eads, 32 Pleasant Street, Annapolis, MD 21401.

Doug Smith, 5 Revell Street, Annapolis, MD 21401

Connie Del Signore, 2700 Summerview Way, Annapolis, MD 21401.

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

Mayor Buckley declare the public hearing on O-15-19 closed.

[O-16-19](#)

Human Resources - Exempt Service - For the purpose of reclassifying certain positions in the Exempt Service; and making stylistic changes.

Sponsors: Buckley and Finlayson

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

Mayor Buckley declare the public hearing on O-16-19 closed.

[O-18-19](#)

Department of the Environment - For the purpose of creating a Department of the Environment, dissolving the Office of Environmental Policy; transferring regulatory authority for Forest Conservation from the Department of Planning and Zoning to the Department of the Environment; consolidating environmental compliance, and inspection responsibilities, under the Department of the Environment; transferring the stormwater management program to the Department of the Environment; assigning the liaison for the Annapolis Conservancy Board to the Department of the

Environment; assigning consideration of Title 19 matters to the Environmental Matters Committee; making technical corrections; and generally relating to the Department of the Environment.

Sponsors: Savidge, Arnett and Rodriguez

Speakers:

Patrick Flaherty, 105 Victor Parkway, Annapolis, Maryland 21401.

Amy Clemments, 17 Southgate Avenue, Annapolis, Maryland 21401.

Kurt Reigel, 307 A Monterey Avenue, Avenue, Annapolis, Maryland 21401.

Bevin Buchheister, 5 Wagner Street, Annapolis, Maryland 21401.

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

Mayor Buckley declare the public hearing on O-18-19 closed.

[R-15-19](#)

Position Classifications and Pay Plan - For the purpose of approving the FY 2020 position classification and pay plan effective July 1, 2019.

Sponsors: Buckley

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

Mayor Buckley declare the public hearing on R-15-19 closed.

[R-16-19](#)

FY 2020 Fees Schedule Effective July 1, 2019 - For the purpose of specifying fees that will be charged for the use of City services for FY 2019.

Sponsors: Buckley

Speakers:

C. Christopher Ledoux, 215 Severn Ave, Annapolis, Maryland 21403.

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

Mayor Buckley declare the public hearing left open on R-16-19 until May 13, 2019.

[R-17-19](#)

FY 2020 Fines Schedule Effective July 1, 2019 - For the purpose of specifying fines that will be charged for FY 2020.

Sponsors: Buckley

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

Mayor Buckley declare the public hearing on R-17-19 left open until May 13, 2019.

Legislative Action

Second Readers

R-2-19

2019 St. Patrick's Day Parade - Waiver of Fees - For the purpose of identifying the St. Patrick's Day Parade Special Event that will be held on March 10, 2019; and waiving certain related City fees for that event.

Sponsors: Paone

Alderman Savidge moved to adopt R-2-19 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 5 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez and Alderman Savidge

Nay: 2 - Alderwoman Henson and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

O-8-18

Adequate Public Facilities - Adequate School Facilities - Standards - For the purpose of amending the test for additional school capacity by requiring schools with enrollment greater than ninety five percent of the State-Rated Capacity to be listed as closed on the annual school utilization chart; and matters generally relating to adequate school facilities.

Sponsors: Arnett, Savidge and Rodriguez

City Manager Sutherland was present and answered questions from council.

Alderman Savidge moved to adopt O-8-18 on second reader. Seconded.

**Alderman Savidge moved to amend O-8-18 as follows Rules Proposed Amendment # 1
Page 2, line 19 after "greater than" unstrike "one hundred" strike "ninety five"
Page 2, line 25 after "greater than" unstrike "one hundred" strike "ninety five".
Seconded. CARRIED on voice vote.**

Alderwoman Finlayson moved to amend O-8-18 as follows: Finlayson Proposed Amendment

AMENDMENT #3

Page 3, line 1 insert "SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that any development application submitted prior to the effective date of this Ordinance but not yet approved shall be

evaluated and approved based on Title 22 as it existed at the time the application was submitted to the Planning and Zoning Department; and any development applications submitted after the effective date of this Ordinance shall be governed by Title 22 as amended by this ordinance.

Page 3, line 3, after Section strike “II:”, insert “III: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that at the end of January 31, 2021 this Ordinance, with no further action required by the City Council, shall be abrogated and of no further force and effect.”

Page 3, line 7 insert “SECTION IV: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this ordinance shall take effect from the date of its passage.” Failed for lack of second.

Alderman Savidge moved to amend O-8-18 as follows: Rodriguez, Savidge and Arnett
Proposed Amendment

AMENDMENT #4

Page 2, line 11 after “exceeding” strike “eleven” insert “five”. Seconded. CARRIED on voice vote.

Alderwoman Henson moved to amend O-8-18 as follows:Savidge Proposed Amendment

AMENDMENT #5

Page 1, line 32, insert “22.25.030”; Page 1, line 43 insert
“Section 22.25.030 - Exemptions.

The following are exempt from the requirements of this chapter:

- A. Non-residential projects;
- B. Residential subdivisions if no new dwelling unit potential is created;
- C. Institutions for the care of the aged;
- D. Proposed projects in (1) the arts and entertainment district and (2) the boundaries as established by the Main Street Maryland Letter of Agreement for Designated Communities as shown on the Annapolis Main Street District Map dated 3/9/16;
- E. Age-restricted residential projects; and
- F. Proposed projects that have received a certificate of adequate public facilities prior to the effective date of Ordinance 36-15. ; and
- G. Properties developed pursuant to Title 42, Chapter 8 of the United States Code Low Income Housing Program, or Section 42 of the Internal Revenue Code Low Income Housing Tax Credit Program, as long as school pupil generation factors yield per unit contained in the Anne Arundel County Educational Facilities Master Plan, is currently or nprojected to be under 120% capacity for any individual school serving the area to be developed.

Page 3, line 1 insert “SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this ordinance shall not apply to any project that has received a Certificate of Adequacy from the Department of Planning & Zoning prior to the effective date of this ordinance.”; Page 3, line 3 after “SECTION” strike “II” insert
“III”* * . Seconded. CARRIED on voice vote.

Alderman Savidge moved to amend O-8-18 as follows: Amendment No 6 Buckley, Tierney, Finlayson and Rodriguez

AMENDMENT #6

Page 1, line 32, insert "22.25.030"; Page 1, line 43 insert
"Section 22.25.030 - Exemptions.

The following are exempt from the requirements of this chapter:

- A. Non-residential projects;
- B. Residential subdivisions if no new dwelling unit potential is created;
- C. EFFICIENCY AND ONE BEDROOM DWELLING UNITS WITHIN THE PROPOSED DEVELOPMENT;
- CD. Institutions for the care of the aged;
- DE. Proposed projects in (1) the arts and entertainment district and (2) the boundaries as established by the Main Street Maryland Letter of Agreement for Designated Communities;
- EF. Age-restricted residential projects; and
- FG. Proposed projects that have received a certificate of adequate public facilities prior to the effective date of Ordinance 36-15". Seconded. CARRIED on voice vote.

Alderswoman Tierney moved to amend O-8-18 as follows: Amendment No 7 Buckley, Tierney, Finlayson and Rodriguez

AMENDMENT #7

Page 2, strike lines 14-32 and substitute with:

"Section 22.25.040 - Standards.

1. The enrollment at the elementary and middle schools that serve the site, plus INCLUDING ENROLLMENT AT THE ELEMENTARY AND MIDDLE SCHOOLS from the PROPOSED development proposed by the application, AND the number of elementary and middle schools students expected to attend based on the school pupil generation factors yield per unit contained in the Anne Arundel County Educational Facilities Master Plan, is currently or projected to be equal to or greater than one hundred five percent of the state rated capacity within three years, EXCEPT THAT STUDENTS WHO DO NOT RESIDE IN THE FEEDER SYSTEM ARE EXCLUDED FROM THE CALCULATION; and
2. The enrollment at the high school that serves the site, plus INCLUDING ENROLLMENT AT THE HIGH SCHOOL from the PROPOSED development proposed by the application AND the number of high school students expected to attend based on the school pupil generation factors yield per unit contained in the Anne Arundel County Educational Facilities Master Plan, is currently or projected to be equal to or greater than one hundred twenty percent of the state rated capacity within three years., EXCEPT THAT STUDENTS WHO DO NOT RESIDE IN THE FEEDER SYSTEM ARE EXCLUDED FROM THE CALCULATION.

D. EXCEPT AS OTHERWISE PROVIDED IN THIS CHAPTER, The THE school capacity used in the school utilization chart shall include the following and shall not vary in substance from the information included in the Anne Arundel County Educational Facilities Master Plan, unless the variation is confirmed in writing by the Superintendent of the School Board, or his THE SUPERINTENDENT'S designee, or approved by resolution of the City Council:"

Page 2, strike line 46 and substitute with:

"c. THE CAPACITY DOES Does not include capacity based on temporary or relocatable structures.". Seconded. CARRIED on voice vote.

Alderman Rodriguez moved to adopt O-18-18 as amended on second reader. Seconded. CARRIED on voice vote.

Alderman Savidge moved to adopt O-8-18 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 6 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson and Alderman Savidge

Nay: 1 - Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[O-4-19](#)

Special Residential Parking Districts - Parking Permits - For the purpose of transferring the residential parking permit program to the Department of Transportation; clarifying the eligibility requirements for resident, nonresident and temporary parking permits; and specifying the restrictions on parking permits issued under the residential parking permit program.

Sponsors: Tierney

Alderwoman Tierney moved to adopt O-4-19 on second reader. Seconded.

Alderwoman Tierney moved to amend O-4-19 as follows:

AMENDMENT #1

Page 3, line 42 after “lease,” insert “AND”; line 43 after “LICENSE” strike the “comma” and substitute with a “period”; lines 43-44 strike “AND EVIDENCE OF OCCUPANCY THAT IS ACCEPTABLE TO THE CITY.”

Page 5, line 18 after “OF” strike “FIVE” and substitute with “TEN”.

AMENDMENT #2

Page 5, line 16 after “STATUS” strike “REQUIREMENTS” and substitute with “CRITERIA”, line 25 before “IN” strike “REQUIREMENTS” and substitute with “CRITERIA”

Page 6, line 5 after “DISTRICT” strike “, BUT WHOSE PROPERTY IS NOT DESIGNATED AS THE OWNER’S PRINCIPAL RESIDENCE WITH THE STATE DEPARTMENT OF ASSESSMENT AND TAXATION” and substitute with “BUT DO NOT MEET ANY OF THE RESIDENT STATUS CRITERIA IN SECTION 12.32.090”

Page 6, line 13 after “OCCUPANCY.” strike “NONRESIDENT PARKING PERMITS MAY NOT BE ISSUED TO PROPERTY OWNERS WHOSE PROPERTIES ARE LICENSED FOR RENTAL BY THE CITY.” . Seconded. CARRIED on voice vote.

Alderwoman Tierney moved to adopt O-4-19 as amended on second reader. Seconded. CARRIED on voice vote.

Alderwoman Tierney moved to adopt O-4-19 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderwoman Pindell Charles

[R-11-19](#)

Annapolis City Dock - Urban Land Institute, Baltimore Technical Assistance Panel, January 29, 2019, Report “Reclaiming a Local and

National Treasure” - For the purpose recognizing the Urban Land Institute (ULI) Baltimore Technical Assistance Panel (TAP) Report; and resolving that the ULI Baltimore TAP Report be considered in implementing present and future development of the Annapolis City Dock.

Sponsors: Tierney, Rodriguez, Savidge and Pindell Charles

Alderman Tierney moved to adopt on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 7 - Mayor Buckley, Alderman Tierney, Alderman Finlayson, Alderman Rodriguez, Alderman Henson, Alderman Savidge and Alderman Arnett

Absent: 2 - Alderman Paone and Alderman Pindell Charles

Item Removed from the Consent Calendar

First Reader

R-20-19

Forest Drive/Eastport Sector Study Citizens and Governmental Task Force- For the purpose of establishing a temporary advisory Task Force commissioned to provide the Mayor and City Council with a public forum for studying and preparing reports about the Forest Drive/Eastport Sector Study; and generally relating to the Task Force.

Sponsors: Pindell Charles, Arnett, Buckley and Henson

Alderman Savidge moved to adopt R-20-19 on first reader. Seconded. CARRIED on voice vote.

Mayor Buckley referred to the Rules & City Government Committee.

Alderman Savidge requested R-20-19 have a public hearing on May 13, 2019.

Order of the agenda...

For the Good of the Order

Alderman Henson Presented her resignation letter to Mayor Buckley on Tuesday, April 30, 2019 at 1:24 a.m.

Adjournment

Upon motion duly made, seconded and adopted, the meeting was adjourned at 1:27 a.m. on Tuesday, April 30, 2019.

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