



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Special Minutes - Final City Council

Monday, January 23, 2017

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Pantelides called the Meeting to order at 7:14 p.m.

Invocation

Given by Alderman Arnett.

Pledge of Allegiance

Led by Mayor Pantelides.

Roll Call

Tonight's roll call began with Alderman Arnett.

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

Alderman Pfeiffer moved to approve the agenda as amended to remove the City Council Citation to David A. Jarrell, Director of Public Works Department. Seconded. CARRIED on voice vote.

Ceremonial Items

City Council Citation - David A. Jarrell, Director of Public Works Department

Removed from the agenda.

Petitions, Reports and Communications

A. HACA Quarterly Report

Cancelled.

[ID-11-17](#) HACA Quarterly Report - 1/23/17

Attachments: [ID-11-17 HACA Agenda 2-13-17.docx](#)

[ID-11-17 HACA Quarterly Rpt 2-13-17.pdf](#)

B. Reports by Committee

Standing Committee Dates:**Finance Committee****Tuesday, February 7, 2017 | 5:00pm - 7:00pm****C. Comments by the General Public**

Denise Robinson, 523 Second Street, Annapolis, Maryland 21403 spoke on an incident in her home Monday January 9, 2017 at about 12:15 p.m. person entered her home, police office not leaving a business card or issuing a police report, feeling unsafe and requested the City Council look into the events that took place on 1/9/17 at her home.

Steven Conn, 1111 Van Buren Street, Annapolis, Maryland 21403 spoke on Ms. Robinson's experience and having items taken from his property, the police not wanting to assist him as he looked for property which he found while walking his dog in the bushes.

Mayor Pantelides declared comments by the general public closed.

D. Update From the Mayor

Just wanted to update you on the Nitro Circus:

Tomorrow, I will be meeting with members of the Nitro Circus, including Travis, Alderman Paone, and representatives from the Housing Associations

As you may know, I have indicated my personal support for the Nitro Circus, and I hope to reach an agreement on how we can adjust the sporting event to adequately address the concerns of the community.

When I walked with Travis and his team, in the snow for three hours, we collected more than 400 signatures for a petition that supports the event at the Navy-Marine Corps Memorial Stadium in July. Meanwhile, 753 comments have been posted on my Facebook page, with 750 supporting the event.

I will keep you all updated on the outcome of the meeting.

US Flag at Memorial Circle

I was shocked and when I saw the picture of the flag at Memorial Circle, in the Capital newspaper.

I was more shocked that as often as I go downtown, I haven't looked up to notice it.

I want to thank the residents who not only respect what the United States flag stands for but ... also cared enough to reach out to me to ensure we follow the proper protocol to retire the colors once it's worn.

Needless to say, a new flag is flying and several flags have been ordered so this situation does not occur again.

I want to thank everyone who reached out to me, on social media and to my staff.

Appointments**[AP-25-16](#)****The Reappointment of John Smith to the Human Relations Commission**

Attachments: [AP-25-16 Reappointment Letter/Bio.pdf](#)

[AP-25-16signed.pdf](#)

Alderman Paone moved to confirm the Mayor's reappointment of John Smith to the Human Relations Commission . Seconded. CARRIED on voice vote.

[AP-31-16](#) **The Appointment of Jerry Williams to the Human Relations Commission**

Attachments: [AP-31-16 Appointment Letter/Resume.pdf](#)
[AP-31-16signed.pdf](#)

Alderman Arnett moved to confirm the Mayor's appointment of Jerry Williams to the Human Relations Commission . Seconded. CARRIED on voice vote.

[AP-01-17](#) **The Appointment of John Turgeon to the Environmental Commission**

Attachments: [AP-01-17Appointment Letter/Resume.pdf](#)

Alderman Arnett moved to confirm the Mayor's appointment of John Turgeon to the Environmental Commission . Seconded. CARRIED on voice vote.

Consent Calendar**First Readers**

[O-4-17](#) Water Service Agreement - McDonald's Corporation - For the purpose of authorizing a water service agreement providing for the extension of City water service to the McDonald's Corporation located in Anne Arundel County; and matters generally relating to providing said water service outside the City limits.

Sponsors: Pantelides

Attachments: [O-4-17 44 McDonalds Water Service Agreement.docx](#)
[O-4-17 Staff Report.docx](#)
[O-4-17 Attachment A.pdf](#)
[O-4-17 Fiscal Impact.pdf](#)

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

End of Consent Calendar**Public Hearings**

[O-1-17](#) Non-Discrimination Foreign-Born ResidentsEQUAL PROTECTION - For the purpose of amending the Code of the City of Annapolis by EXTENDINGIN ACKNOWLEDGEMENT THAT ALL PERSONS ARE DUE EQUAL rightsPROTECTION UNDER LAW; and protections to all individuals; and recognizingTHAT THE importanceCITY SHALL TREAT A PERSON OR CLASS OF accommodating culturally diverse contributions of foreign-born residents to social, academic, religious, cultural, and economic life in AnnapolisPERSONS THE SAME AS IT TREATS OTHER PERSONS OR CLASSES IN LIKE CIRCUMSTANCES.

Sponsors: Littmann and Pfeiffer

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

[O-1-17 Staff Report.docx](#)

[O-1-17 Fiscal Impact.pdf](#)

[O-1-17 Public Safety Committee Referral Withdrawn.pdf](#)

[O-1-17 Alderpersons Proposed Amendments.docx](#)

[O-1-17 Redlined Proposed Amendments to First Reader.docx](#)

[O-1-17 Pantelides Proposed Amendment.doc](#)

[O-1-17 Littmann Proposed Amendment.docx](#)

[O-1-17 SIGNED.pdf](#)

Spoke in favor:

Walt Pletcher, 3206 Elliott Drive, Annapolis, Maryland 21403.

Mya Ledezma assisted by a translator and representing her daughter – No Address Provided.

Mark Rodriguez, 225 Chatham Lane, Annapolis, Maryland 21401.

Delegate Carlos Sanchez, 6 Bladen Street, Annapolis, Maryland 21401 representing District 47- B Prince George County.

Joseph MacFarlane, 1187 Homewood Court, Annapolis, Maryland 21401 representing St. Johns College's President Christopher B. Nelson.

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

William Rowe, 2134 Mulberry Hill Road, Annapolis, Maryland 21409 representing the Caucus of African American Leaders.

Don Quinn, 410 Edgemere Drive, Annapolis Maryland 21403.

Lee Finney, 717 Warren Drive, Annapolis Maryland 21403.

Alice Cain, 426 Farley Point Road, Annapolis, Maryland 21401.

Jan Zanger, 1030 Old Bay Ridge Road, Annapolis, Maryland representing Showing Up for Racial Justice Annapolis & Anne Arundel County.

Rachel Warren, 6 Porter Drive, Annapolis, Maryland 21401.

Wayne Hick, 908 Beacon Square, Gathersburg, Maryland 20878.

Patrick Fleeheart, 105 Victor Parkway, Annapolis, Maryland 21403.

Yasemin Jamison, 214 St Anton's Way, Arnold Maryland 21012.

Diana Russell-Pineda, 1707 Gunwood Place, Crofton, Maryland 21114.

Dr. Rudi Rodriguez, 1906 Forest Drive, Suite 2A and 2B, Annapolis, Maryland 21401 representing Center of Help.

Laura Willoughby Perry, 418 Audrey Avenue, Brooklyn Park, Maryland 21225 representing Presbyterian Community of the Trinity.

Rev. William Hathaway, 32 Franklin Street, Annapolis, Maryland 21401 representing First Presbyterian Church and the STARE Program.

Alex Viegas, 8 Edgewood Green Court, Annapolis, Maryland 21403.

Rob Savidge, 12 Windwhisper Lane, Annapolis, Maryland 21403.

Margaret Cole, 100 A Edge Hill Road Annapolis, Maryland 21405.

Rev. Rayon Sirmons, 38 Pleasant Street, Annapolis, Maryland 21401 representing United Church of Christ of Annapolis.

Suzanne Martin, 118 Maple Drive, Annapolis, Maryland 21403 representing Annapolis Residents for Civil Liberties.

Laurie Pierelli, 328 A Washington Street, Annapolis, Maryland 21403.

Rachel Frentsos, 510 Beach Drive, Annapolis, Maryland 21403.

Megan Fink, 28 College Avenue, Annapolis, Maryland 21401.

Joanne Young, 185 Prince George Street, Apt. 2, Annapolis, Maryland 21401.

Rick Kissel, 717 Warren Drive, Annapolis, Maryland 21401.

Tomas Rivera, 106 Second Street, Annapolis, Maryland 21401.

Susan Peters, 115 Spruce Lane, Annapolis, Maryland 21401 representing Mario.

Doug Smith, 5 Revel Street, Annapolis, Maryland 21401 representing the STARE Organization.

Barton O'Donnell, 22 Cornhill Street, Annapolis, Maryland 21401.

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-1-17 closed.

Mayor Pantelides referred O-1-17 to the Public Safety 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](#)

[O-2-17 Fiscal Impact.pdf](#)

Spoke on:

Fred Delavan, 888 Bestgate Road, Suite 413, Annapolis, Maryland 21401 representing Blumenthal, Delavan, Powers & Palmer.

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-2-17 closed.

[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](#)

[O-3-17 Fiscal Impact.pdf](#)

[O-3-17 RCG Proposed Amendment.docx](#)

[O-3-17 FAC Recommendation.pdf](#)

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

Mayor Pantelides declared the public hearing on O-3-17 closed.

[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](#)

[R-3-17 Fiscal Impact.pdf](#)

[R-3-17 SIGNED.pdf](#)

Spoke on:

Scott MacMullan, 1225 Gemini Drive, Annapolis, Maryland 21403.

Fay Curry, 1419 Forest Drive Annapolis, Maryland 21403

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

Mayor Pantelides declared the public hearing on R-3-17 closed.

Legislative Action

Second Readers

O-51-16

The Conveyance of part of the unimproved portion of the City-owned right of way containing the road bed of Castlegate Drive to the Lydia May Grant Revocable Trust - For the purpose of approving the conveyance of part of the unimproved portion of City-owned right of way containing the road bed of Castlegate Drive to the Lydia May Grant Revocable Trust; expressly authorizing said conveyance to be made at private sale and not at public auction; and matters generally relating to said conveyance.

Sponsors: Littmann

Attachments: [O-51-16 Grant Conveyance of Castlegate 11.29.16.docx](#)

[O-51-16 Exhibits A and B.pdf](#)

[O-51-16 Staff Report.docx](#)

[O-51-16 Fiscal Impact.docx](#)

[O-51-16 Appraisal.pdf](#)

[O-51-16 SIGNED.pdf](#)

Alderman Arnett moved to adopt O-51-16 on second reader. Seconded. CARRIED on voice vote.

Alderman Paone moved to adopt O-51-16 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-52-16 **The Conveyance of part of the unimproved portion of the City owned right of way containing the road bed of Castlegate Drive to Lee, et al., LLC - For the purpose of approving the conveyance of part of the unimproved portion of City owned right of way containing the road bed of Castlegate Drive to Lee, et al., LLC; expressly authorizing said conveyance to be made at private sale and not at public auction; and matters generally relating to said conveyance.**

Sponsors: Littmann

Attachments: [O-52-16 Lee Conveyance of Castlegate 11.29.16.docx](#)
[O-52-16 Exhibits A and B.pdf](#)
[O-52-16 Staff Report.docx](#)
[O-52-16 Fiscal Impact.docx](#)
[O-52-16 Appraisal.pdf](#)
[O-52-16 SIGNED.pdf](#)

Alderman Kirby moved to adopt O-52-16 on second reader. Seconded. CARRIED on voice vote.

Alderman Paone moved to adopt O-52-16 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

Proposed Motion to Postpone O-50-16 to 2/13/17

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 Amendments.docx](#)
[O-50-16 SIGNED.pdf](#)

Alderman Budge moved to postpone O-50-16 on second reader until the Regular Meeting on February 13, 2017. Seconded. CARRIED on voice vote.

Proposed Motion to Postpone R-21-16, R-23-16 and R-24-16 to date certain, not to exceed 90 days

R-21-16

Katherine Properties Annexation and Public Facilities Agreement Status - For the purpose of examining the implementation of requirements specified in Resolution R-12-05 Revised and the associated Public Facilities Agreement in light of the annexation standards specified in Section 2.52.070 of the Code of the City of Annapolis, the Planning Commission Analysis of October 20, 2005, the City Comprehensive Plan adopted on October 5, 2009 by City Council Resolution R-32-09 and development activity within the Forest Drive corridor subsequent to the effectiveness of Resolution R-12-05 Revised on March 14, 2006.

Sponsors: Pantelides, Littmann and Pindell Charles

Attachments: [R-21-16 Katherine Properties Annexation Review.docx](#)

[R-21-16 Staff Report.docx](#)

[R-21-16 Fiscal Impact.pdf](#)

[R-12-05 Revised.doc](#)

Alderman Arnett moved to postpone R-21-16 on second reader until the Special Meeting on April 24, 2017. Seconded. CARRIED on voice vote.

Alderman Littmann requested R-21-16 be referred back to the Rules & City Government Committee.

Alderman Littmann requested R-21-16 be referred back to the Transportation Committee.

R-23-16

Rodgers Property Annexation and Public Facilities Agreement Status - For the purpose of examining the implementation of requirements specified in Resolution R-8-05 Revised and the associated Public Facilities Agreement in light of the annexation standards specified in Section 2.52.070 of the Code of the City of Annapolis, the Planning Commission Analysis of October 20, 2005, the City Comprehensive Plan adopted on October 5, 2009 by City Council Resolution R-32-09 and development activity within the Forest Drive corridor subsequent to the effectiveness of Resolution R-8-05 Revised.

Sponsors: Pantelides, Littmann and Pindell Charles

Attachments: [R-23-16 Rodgers Property Reformation.docx](#)

[R-23-16 Staff Report.docx](#)

[R-23-16 Fiscal Impact.pdf](#)

[R-8-05 Revised.doc](#)

Alderman Arnett moved to postpone R-23-16 on second reader until the Special

Meeting on April 24, 2017. Seconded. CARRIED on voice vote.

Alderman Littman requested R-23-16 be referred back to the Rules & City Government Committee.

Alderman Littmann requested R-23-16 be referred back to the Transportation Committee.

[R-24-16](#)

Annexation Resolutions Implementation Status - For the purpose of examining the implementation of requirements specified in: Resolution R-37-87 Amended, Brown Property Annexation effective March 1, 1988; Resolution R-35-97 Revised/Amended, Fischer Property Annexation effective June 25, 1988; Resolution R-13-02 Amended, Arundel Land and Development Co, Inc. Property Annexation effective April 24, 2003; Resolution R-19-04 Amended, AIC Forest, LLC Property Annexation effective April 28, 2005; and Resolution R-23-04 Revised, Bowen Property Annexation effective May 25, 2005 in light of the annexation standards specified in Section 2.52.070 of the Code of the City of Annapolis, the City Comprehensive Plan adopted on October 5, 2009 by City Council Resolution R-32-09 and development activity within the Forest Drive corridor subsequent to the effective date of each Resolution above.

Sponsors: Pantelides, Littmann and Pindell Charles

Attachments: [R-24-16 Annexations Implementation Examination.docx](#)

[R-24-16 Staff Report.docx](#)

[R-24-16 Fiscal Impact.pdf](#)

[R-24-16 Rocky Gorge Update.docx](#)

Alderman Arnett moved to postpone R-24-16 on second reader until the Special Meeting on April 24, 2017. Seconded. CARRIED on voice vote.

Alderman Littmann requested R-24-16 be referred back to the Rules & City Government Committee.

Alderman Littmann requested R-24-16 be referred back to the Transportation Committee.

Adjournment

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:59 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk