



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Regular Meeting Minutes - Draft

City Council

Monday, March 8, 2021

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Virtual Meeting

A virtual meeting is when people, regardless of their location, use video and audio to link up online. Virtual Meetings allow people to share information and data in real-time without being physically located together.

Call to Order

Mayor Buckley called the Regular Virtual Meeting to order at 7:00 p.m.

Invocation

Given by Alderman Savidge.

Pledge of Allegiance

Led by Mayor Buckley.

Closed Session Statement:

Pursuant to the requirement of the Annotated Code of Maryland, General Provisions Article § 3-305 (b) (7). This statement is included in these minutes:

A Closed Virtual Session of the City Council was held on Monday, February 22, 2021 at 8:43 pm.

Council Members who voted to meet in the Closed Session:

Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Schandelmeier, Alderman Gay, Alderman Savidge, and Alderman Arnett.

City Staff attending the Closed Session:

Chief of Staff Smith, City Attorney Lyles, City Manager Jarrell, City Clerk Watkins-Eldridge, City Council Associate Green, Jacqueline Guild, Deputy City Manager: Resilience & Sustainability, City of Annapolis TV Representatives Jacques and Hildebrand.

Outside Counsel attending the Closed Session:

SHER EDLING, LLP: Located at 100 Montgomery, Street, Suite 1410, San Francisco, CA, 94104

Victor M. Sher, Esq., Partner, Matt Edling, Esq. Partner, Martin D. Quinones, Esq., Senior Associate
Nicole E. Teixeira, Esq., Senior Associate.

The members present took a roll call vote, and the session closed. The authority under which the session closed was the Annotated Code of Maryland, General Provisions Article§ 3-305(b) (7), the Legal briefing by counsel.

There were NO votes taken in the closed session.

Upon motion duly made, seconded and adopted, the closed virtual session adjourned at 9:50 p.m.

Roll Call

Tonight's roll call began with Alderman Schandelmeier.

Present: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Approval of Agenda

Alderman Paone moved to approve the agenda. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Ceremonial Items

[ID-7-21](#)

This Informational Item was presented by Mayor Buckley to:

LIVE: Testimony:

1. Kerry Berger
2. Mary Kate Seborowski
3. Corey Bradley
4. Tricia Hopkins

On behalf of the residents of the City of Annapolis, we are pleased to confer upon you this City Council Citation in recognition for your work with City employees throughout the COVID-19 pandemic. As part of the Employee Support Leadership Team, you have worked to keep employees and their families safe, informed and up-to-date on Executive Orders issued by the County Executive and the Governor as well as virus updates by the Centers for Disease Control (CDC). You have done all of this while maintaining your regular job responsibilities. The City of Annapolis employs more than 500 people and even though our offices are closed to the public, many of our coworkers have jobs that work directly with the public throughout this time. Your time and attention to detail have kept us safe. We thank and appreciate you! Given Under Our Hands and the Great Seal of the City of Annapolis this 8th day of March 2021.

[ID-8-21](#)

Mayor Buckley requested this Informational Item be presented by Hispanic Community Services Specialist Gutierrez to:

LIVE: Testimony:

1. Ethel Leon Wirth
2. Susana Cruz
3. Krystle Coldiron
4. Tomasa Gomez
5. Christine Crabbs
6. Charlotte Wallace
7. Kelly Bickford
8. Claudia Sanabria
9. Gabriela Roque
10. Sarah Daniels Larsen
11. Sarai Hernandez
12. Natali Quizhpi
13. N. Angelica Vergil
14. Cindy Contreras
15. Roxana Rodriguez
16. Alicia Vigo

On behalf of the residents of the City of Annapolis, we are pleased to confer upon you this City Council Citation in recognition of your work throughout the COVID-19 pandemic. It is especially important that we recognize your contribution on this day, International Women's Day, because for 112 years, it has been a day set aside to acknowledge and celebrate the achievements of women around the globe. Very often, the impacts of crises fall on women. COVID-19 has been no exception. Lost income, unpaid family care-giving and the domestic work burden have all taken a toll. Throughout the pandemic, right here in our Annapolis community, you have stepped up to not only help women hardest hit, but you have also shown leadership in public health, community outreach and more. We thank you for your service to the community and we honor you today, International Women's Day 2021. Given Under Our Hands and the Great Seal of the City of Annapolis this 8th day of March 2021.

Petitions, Reports and Communications

A. Update from the Mayor

Mayor Gavin Buckley
City Council Remarks
March 8, 2020 - 7 p.m.
Virtual Meeting

Good evening!

On March 12, it will have been a year since we were in Chambers together where I announced the State of Emergency and the city's closure for the COVID-19 pandemic. Just a few weeks, we thought back then, and we'll get the virus under control, we'll bend the curve and get back to our old routines.

That didn't happen!

It has been a tough year:

- For children who have had to figure out new routines, missed their friends and lost out on academic and educational opportunities;
- for teens and young adults who have faced job loss and social isolation;
- for those who have experienced food insecurity, loss of income and uncertainty in their lives.
- for those who have suffered with COVID as an illness, and it has left many with long-term health effects, and
- For those who lost a family member or loved one.

It has been a year like no other in Annapolis' long history. We are a resilient City and I know we will come back stronger than before.

Please join me next Tuesday, March 16 at 6 p.m. on a Facebook LIVE event with Health Officer Nilesh Kalyanaraman and others as we look a little back on the year that was, but also look forward to how we come out of the pandemic. What the outlook is for herd immunity, for when we can expect to begin to get our old routines back.

I hope you'll join us, Tuesday, March 16 at 6 p.m. for a virtual Town Hall on YouTube and Facebook.

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As you just heard from Laura Gutierrez, the Take Care health equity team has been doing a lot of work in the community throughout the pandemic. Working with our partners in the field of health care, the team literally goes door-to-door to connect people in African American and Hispanic communities to the resources they need to improve their health. They have hosted flu clinics and helped people with food and rental assistance. They have built trust and bridges to services. They have assessed and prioritized the needs of minority communities.

I am so proud of their work. Check your emails from Laura in the coming week. She is releasing a report on their work and I know you will be proud too that the City of Annapolis has been proactive and interactive.

In the coming weeks, they are working with the health department to bring COVID-19 vaccination clinics to Annapolis at area churches including Mount Olive Church in Parole and Iglesia Hispana Church in Admiral Heights. To learn more, visit www.tinyURL.com/annapolisvaccines. These clinics are focused on bringing vaccines to underserved communities who qualify under vaccine priority 1A, 1B and 1C.

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I know that members of the council and the community have expressed disappointment that there haven't been vaccination clinics in Annapolis. I am pleased to announce this evening that the City Manager reported to me, after conversations with the County Health Officer, that Annapolis can expect to have a vaccination clinic in April at the Pip Moyer Rec Center. These will likely be weekly clinics as more vaccine becomes available.

As many of you know, the allocation of vaccine has been limited and the health department has been working to stand up clinics in places that

accommodate very specific needs of the public and health providers. These settings include the community college and Maryland LIVE, among others.

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The only other thing I wanted to talk about tonight is the passing of a resident of our community who was so beloved. On Saturday, Alderwoman Finlayson, as acting mayor, was able to present a proclamation declaring "Carlester Smith Day" to his family.

Let me read some highlights:

WHEREAS: A generation of Annapolis residents have been witness to the kindness of Carlester Smith, known as the "Walking Man" as he smiled and waved to passersby and picked up trash on daily walks in the West Street corridor and Parole community; and

WHEREAS: Carlester Smith was born in 1957 and grew up in the Obery Court community in the City of Annapolis; and

WHEREAS: Carlester Smith participated in Maryland Special Olympics as a young person, played basketball at Stanton Center and was an honorary member of the Tommy-Tom Marching band where he would march during City parades; and

WHEREAS: Carlester Smith became a staple in the community as he cleaned parking lots, washed windows and waved his trash bags on his daily expeditions; and

WHEREAS: the "Walking Man" Facebook page has more than 13,000 followers, showcasing the affection City residents have for Carlester Smith; and

WHEREAS: Carlester Smith, beloved by family, friends and complete strangers, always had a smile to offer; and

WHEREAS: Carlester Smith was called home on Monday, March 1, 2021. March 6, 2021 as Carlester Smith Day in the City of Annapolis.

I'd like it if we could now take a moment to bow our heads and send a little love up to Carlester.

[moment of silence]

I know he is waving to all of us.

Thank you and let's carry on with our meeting.

B. Reports by Committee

Standing Committee Meeting Dates;

Economic Matters Committee

March 10, 2021, 6:30 PM - 8:00 PM

Transportation Committee Meeting

March 11, 2021, 6:00 PM - 7:30 PM

Housing and Human Welfare Committee Meeting

March 15, 2021, 6:30 PM - 8:00 PM

Special Finance Committee Meeting

March 17, 2021, 10:30 AM - 12:30 PM

C. Comments by the General Public - PUBLIC TESTIMONY WEB FORM – To view the actual comments, please visit www.annapolis.gov/publictestimony

LIVE: Testimony:

1. Sean Degnan, 626 C Admiral Drive, Suite 234, Annapolis, Maryland 21401. – O-7-21
2. Megan Moore, 86 Charles Street, Annapolis, Maryland 21401. – O-7-21
3. Christine Schulstad, 707 Miller Road, Annapolis, Maryland 21401. – O-7-21
4. Monique Lighthart, 3290 Green Ash Road, Davidsonville, Maryland 21035. O-7-21

WRITTEN: Testimony:

1. Tara Cavaselis, 161 Porter Drive, Annapolis, Maryland 21401 – O-7-21
2. Luisa Girlando, 81 Charles Street, Annapolis, Maryland 21401. O-7-21

Consent Calendar**Approval of the Consent Calendar**

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

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Approval of Journal of Proceedings

[CCM](#)
[02.08.2021](#)

Regular Meeting Minutes

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

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

[CCM](#)
[02.22.2021](#)

Special Meeting Minutes

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

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Supplemental Appropriations

[SA-26-21](#)

Grant Fund - U.S. Department of Justice

Annapolis Police Department

Revenue: Federal Operating Grant Revenue - Byrne Justice Assistance Grant (\$1,170.00) Expenditure: Federal Operating Grant Expense - Byrne Justice Assistance Grant (\$1,170.00)

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

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

[SA-27-21](#)

Grant Fund - Maryland Department of Natural Resources
City Manager

Revenue: State Operating Grant Revenue - Campaign to Reduce Plastic Pollution in Annapolis, MD (\$15,000.00) Expenditure: State Operating Grant Expense - Campaign to Reduce Plastic Pollution in Annapolis, MD (\$15,000.00)

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

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

[SA-28-21](#)

Grant Fund - State of Maryland Governor's Office of Crime, Youth and Victim Services
Police

Revenue: State Operating Grant Revenue - Annapolis First Amendment Protest (\$20,000.00) Expenditure: State Operating Grant Expense - Annapolis First Amendment Protest (\$20,000.00)

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

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

End of Consent Calendar

Business and Miscellaneous

Supplemental Appropriations

[SA-25-21](#)

Grant Fund - Bureau of the Treasury through Anne Arundel County
Mayor

Revenue: Federal Operating Grant Revenue - Federal Cares Act - County (\$100,000.00) Expenditure: Federal Operating Grant Expense - Federal Cares Act - County (\$100,000.00)

Alderman Arnett moved to approve SA-25-21. Seconded. CARRIED on voice vote.

Legislative Action

First Readers

O-7-21

Short Term Rental Licenses - Conservation Districts - For the purpose of requiring special exception approval for a new non owner-occupied short term rental license in the R2-NC, C1, and C1-A conservation residence districts; requiring special exception approval for the transfer of any existing non owner-occupied short term rental license in the R2-NC, C1, and C1-A conservation residence districts; providing definitions; providing for the waiver of special exception approval for certain individuals; and generally related to short term rental licenses.

Sponsors: Tierney

Alderman Pindell-Charles recused herself from participating in the motion to adopt O-7-21, to avoid a conflict of interest.

Alderman Tierney moved to adopt O-7-21 on first reader. Seconded. CARRIED on voice vote.

Mayor Buckley referred O-7-21 to the Planning Commission.

Mayor Buckley referred O-7-21 to the Rules & City Government Committee.

R-4-21

Annapolis Ward Boundary and Redistricting Commission - For the purpose of establishing a Commission that the City historically forms after each federal decennial census to reevaluate the boundaries of its wards; and generally relating to said Commission.

Sponsors: Buckley

Alderman Schandelmeier moved to adopt R-4-21 on first reader. Seconded. CARRIED on voice vote.

R-5-21

Itinerant Merchant Sales in the Historic District - 2021 - For the purpose of authorizing hawker, peddler, and itinerant merchant sales in the Historic District in conjunction with certain special events during calendar year 2021.

Sponsors: Tierney

City Manager Jarrell was Present and answered questions from the council.

Alderman Paone moved to adopt R-5-21 on first reader. Seconded. CARRIED on voice vote.

R-6-21

Non-Profit Vendors During Fall 2021 Boat Shows - For the purpose of authorizing sales by certain vendors in the City Dock area of the Historic District during the Fall 2021 U.S. Sailboat and Powerboat Shows.

Sponsors: Tierney

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

Alderman Paone moved to adopt R-6-21 on first reader. Seconded. CARRIED on voice vote.

R-7-21

Annual Reports - For the purpose of receiving the combined annual reports of the Annapolis committees, commissions, boards, and authorities.

Sponsors: Buckley

Alderman Arnett moved to adopt R-7-21 on first reader. Seconded. CARRIED on voice vote.

Second Readers

O-51-20

Emancipation Day - For the purpose of designating “Emancipation Day” as a City holiday to be observed on November 1st of each year.

Sponsors: Schandelmeier, Buckley, Pindell Charles, Finlayson and Gay

Alderman Schandelmeier moved to withdraw O-51-20 without objection. Seconded. CARRIED on voice vote.

O-46-20

Public Health and Safety - For the purpose of removing obsolete provisions; authorizing the Department of Public Works to establish regulations governing garbage and refuse; reassigning certain enforcement powers to the Deputy City Manager for Resilience and Sustainability; creating definitions; clarifying procedures and penalties concerning commercial solid waste collection and contract approval; and generally relating to public health and safety.

Sponsors: Tierney, Schandelmeier and Pindell Charles

Alderman Arnett moved to adopt on second reader. Seconded.

Alderwoman Tierney moved to amend O-46-20 as follows:

Amendments 1-4 – Tierney and Buckley

Amendment 1:

On page 4, in line 13 strike “It” down through “WORKS” in line 17 and strike “WITHIN” in line 20 down through line 23.

Amendment 2:

On page 10, strike lines 22 down through 31 and substitute “Approved refuse containers shall be placed curbside by 6:00 a.m. on the scheduled collection day. Residents shall place materials to be collected in an approved refuse container or packaged as otherwise permitted in this chapter at the

curb no earlier than 6:00 p.m. preceding the scheduled collection day. Approved refuse containers shall be removed from the sidewalk no later than 12:00 a.m. MIDNIGHT following the scheduled collection day. In the historic district, as defined in Title 21, approved refuse containers must be removed from public view.”

Amendment 3:

On page 12, strike lines 5 down through 9 and substitute “E. COMMERCIAL SOLID WASTE SHALL NOT BE SET OUT FOR COLLECTION EARLIER THAN 11:00 P.M. THE NIGHT PRECEDING A SCHEDULED COLLECTION DAY OR FOLLOWING THE CLOSING OF THE ESTABLISHMENT UNLESS A DIFFERENT ARRANGEMENT HAS BEEN MADE AND APPROVED BY THE DEPARTMENT OF PLANNING AND ZONING BASED ON UNIQUE CIRCUMSTANCES OR VARIABLE HOURS. COMMERCIAL SOLID WASTE SHOULD BE PICKED UP BY 8:00 AM. IT IS THE ESTABLISHMENT'S RESPONSIBILITY TO ENSURE THAT GARBAGE AND WASTE MATERIAL SET OUTDOORS FOR COLLECTION SHALL BE COLLECTED DAILY NO LATER THAN ONE HOUR FOLLOWING COLLECTION UNLESS A DIFFERENT ARRANGEMENT HAS BEEN MADE AND APPROVED BY THE DEPARTMENT OF PLANNING AND ZONING BASED ON UNIQUE CIRCUMSTANCES OR VARIABLE HOURS.”

Amendment 4:

On page 12, strike lines 18 down through 20. Seconded. CARRIED on voice vote.

Alderman Savidge moved to amend O-46-20 as follows:

Amendment 5 – Savidge

Amendment 5:

On page 1 in lines 4 and 26, and on page 7 in line 34, strike “Deputy City Manager for Resilience and Sustainability” and substitute “DIRECTOR OF PUBLIC WORKS OR DESIGNEE”. Seconded. CARRIED on voice vote.

Alderman Schandelmeier moved to adopt O-46-20 as amended on second reader. Seconded. CARRIED on voice vote.

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

Aye: 9 - Mayor Buckley, Alderman Tierney, Alderman Paone, Alderman Pindell Charles, Alderman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

[O-49-20](#)

Drug-Loitering Free Zones - Repeal - For the purpose of repealing certain provisions of the Annapolis City Code concerning loitering in Drug-Loitering Free Zones.

Sponsors: Arnett, Gay, Buckley and Savidge

Alderman Arnett moved to adopt O-49-20 on second reader. Seconded. CARRIED on voice vote.

Alderman Schandelmeier moved to adopt O-49-20 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

[R-65-20](#)

Drug-Loitering Free Zones - Repeal of Fines - For the purpose of repealing fines in the Fiscal Year 2021 Fines Schedule for violations concerning loitering in Drug-Loitering Free Zones.

Sponsors: Arnett, Gay, Buckley and Savidge

Alderman Schandelmeier moved to adopt R-65-20 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

[R-2-21](#)

Non-motorized Wheeled Vehicles on Sidewalks - For the purpose of encouraging the Maryland General Assembly to amend State law to allow non-motorized wheeled vehicles on sidewalks by default; providing amendment language; and generally relating to non-motorized wheeled vehicles on sidewalks.

Sponsors: Tierney, Pindell Charles and Schandelmeier

City Manager Jarrell and Planning and Zoning Director Nash was present and answered questions from the council.

Alderman Schandelmeier moved to adopt R-2-21 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 5 - Mayor Buckley, Alderwoman Tierney, Alderwoman Pindell Charles, Alderman Schandelmeier and Alderman Savidge

Nay: 4 - Alderman Paone, Alderwoman Finlayson, Alderman Gay and Alderman Arnett

[R-3-21](#)

Council Compensation Commission Recommendations - For the purpose of receiving the Recommendations of the Council Compensation Commission; and scheduling a Public Hearing on the Recommendations of the Council Compensation Commission.

Sponsors: Buckley

Alderman Arnett moved to receive R-3-21 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Adjournment

Upon a motion, duly made and seconded the Regular Meeting was adjourned at 8:34 pm.

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