



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Regular Minutes - Final

City Council

Monday, September 11, 2017

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Pantelides called the meeting to order at 7:05 p.m.

Invocation

Given by Alderwoman Pindell Charles.

Pledge of Allegiance

Led by Mayor Pantelides.

Roll Call

Tonight's roll call began with Alderwoman Finlayson.

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

Approval of Agenda

Alderwoman Pindell Charles moved to amend the agenda to include a City Council Citation for Julius Rosenwald. Seconded. CARRIED on voice vote.

Approval of Agenda

Alderwoman Finlayson moved to amend the agenda to include City Council Citations for Irvin Crowdy and Raynaldo Brown. Seconded. CARRIED on voice vote.

Approval of Agenda

Alderman Budge moved to approve the agenda as amended to include CA-2-17 Offices of Law and City Clerk and O-47-17 Offices of Law and City Clerk on first reader. Seconded. CARRIED on voice vote.

Ceremonial Items

[ID-309-17](#)

Moon's Barber Shop - Backpack Donations

This Ceremonial Item was presented.

[ID-307-17](#)

Swearing-in of Annapolis Firefighters:

Chief Stokes, Deputy Chiefs Simmons and Ramely were present.

List of Annapolis Firefighters:

*Joel A. Ankeny
Aron L. Arrington
Christopher M. Barnett
Bradley P. Boucher
Josue A. Ceballos
Andrew D. DiPietro
Alexandra I. Garcia
Allison M. Hays
Taibeen E. Khandaker
Anna R. Morrow
Dominic Nolin
Craig S. Oldershaw
Wayne J. Pratt, Jr.
Austin D. Schappell
Garrett J. Scholz
Aaron D. Van Schoonhoven
John F. Wardell, II
Bryan J. Wright*

This Ceremonial Item was presented.

Mayor Pantelides pursuant to Article IX - MISCELLANEOUS PROVISIONS, Sec. 1, administered the Oath of office.

Petitions, Reports and Communications

A. Reports by Committee

Standing Committee Dates:

**Rules & City Government Committee 9/12/17 4:00 PM - 5:00 PM
Environmental Matters Committee 9/14/ 17 1:30 PM - 3:00 PM
Housing and Human Welfare Committee 9/20/17 7:30 PM - 8:30 PM
Finance Committee 9/20/17 5:00 PM - 6:00 PM
Transportation Committee 9/20/17 6:30 PM - 7:30 PM**

B. Comments by the General Public

Robert H. Eades, 32 Pleasant Street, Annapolis, Maryland 21401 spoke on elections, thanked Ald. Kirby for his service on the council, congratulated Mayor Pantelides for being the youngest Mayor elected, African American figure heads leaving the community, Kudos to Mr. Paone on a job well done, congratulated Ald. Budge on a good job, expressed to Ald. Finlayson that he received her message, that there were no hard feelings and its not personal and spoke on his experiences.

Kevin Sullivan, 7 Cumberland Court, Annapolis, Maryland 21401 spoke on Finlayson and Paone's efforts to get an answer on his issues, the Law Office, meeting with the Mayor's Administration 5 times, evaluation of the HPC, reevaluation of staff with approval authority, his request being asked under the Maryland Public Information Act, Nevin Young, requested help from the council and having 4 law suits.

Mary Biro, 280 Hilltop Lane, Unit J, Annapolis, Maryland 21403 spoke on being a waitress, coming to town 25 years ago, grass roots work in the community needed,

people expecting way too much from city officials, thanked Alderwoman Pindell Charles for being accessible, thanked the council for what they have done and her father being homeless.

Christina D. Fiedler, 189 Acton Road, Unit #9, Annapolis, Maryland 21403 representing the Children's Museum and Deborah Wood spoke on receiving a \$10,000.00 grant, being a non profit organization, the upcoming Unity Event, books written in Spanish and English, requested a waiver in the amount of \$1,005.00. cost to the city for the 2 firefighters needed for the fireworks at the Unity Event.

Bill Kardash, 1 Acton Place, Annapolis, Maryland 21401 representing the Board of Trustees of Historic Annapolis, the HPC not being affiliated with Historic Annapolis Foundation, the Maryland Historic Trust, the management of 11 properties, not being affiliated with the city government, the James Brice House, Mayor Cohen's Administration commissioning a committee on the Market House, the US Naval Academy, Market House being located in the same place since 1858, Market House Renovation and not endorsing any of the bidders for the Market House and the proposed expansion on the list of bidders.

Janet Norman, 787 Annapolis Neck Road, Annapolis, Maryland 21401 spoke on being at the Pip Moyer Rec Center, being at home with her family, thanked the council members who were leaving, cost to get into the City Water Works Park Property, Bacon Ridge Natural Area in Crownsville MD, connecting people with nature, the removal of barriers, permitting, modernize the voting process and voter participation.

Mayor Pantelides declared comments from the general public closed.

C. Update from the Mayor

Opioid and Heroin Epidemic in the City of Annapolis and Anne Arundel County.
Back to School Safety
APD Benefits from State Grants
A partnership to better patrol and enforce current boating regulations on Weems Creek.
National Night Out in 5 Different Locations
Fill the Boot Campaign
St. Lukes ground breaking
Events in Charlottes' Ville
Opioid and Harion work shop
City Hosting a Job Fair - September 14, 2017

Mayor Pantelides delivered his biweekly update.

Approval of the Consent Calendar

A motion was made by Alderman Budge to approve the Consent Calendar. A roll call vote was taken:

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

Consent Calendar

[CCM071017](#)

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

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

[CCM073117](#)

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

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

First Readers

[O-44-17](#)

Exempt Service - Economic Development Manager - For the purpose of including the position of Economic Development Manager to the Exempt Service set forth in Chapter 3.08 of the Code of the City of Annapolis; and correcting re-codification omissions to Chapter 3.08.

Sponsors: Pantelides

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

Mayor Pantelides referred O-44-17 to the Finance Committee.

Mayor Pantelides referred O-44-17 to the Rules & City Government Committee.

[O-45-17](#)

Garbage and Refuse Collection at Food-Handling Establishments - For the purpose of requiring that garbage and refuse shall be collected from food-handling establishments no later than 8:00AM.

Sponsors: Budge

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

Mayor Pantelides referred O-45-17 to the Housing and Human Welfare Committee.

Mayor Pantelides referred O-45-17 to the Rules & City Government Committee.

[O-46-17](#)

Temporary Class C Alcoholic Beverage License - Theaters - For the purpose of establishing criteria for the issuance of a Temporary Class C Alcoholic Beverage License to Theaters.

Sponsors: Pantelides

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

Mayor Pantelides referred O-46-17 to the Alcoholic Beverage Control Board.

Mayor Pantelides referred O-46-17 to the Economic Matters Committee.

Mayor Pantelides referred O-46-17 to the Finance Committee.

R-26-17

Community Development Block Grant Program - 2017 Amended Citizen Participation Plan - For the purpose of adopting an Amended Citizen Participation Plan as it relates to the administration of the Community Planning and Development programs funded by the U.S. Department of Housing and Urban Development.

Sponsors: Kirby

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

Public Hearing Requested.

R-30-17

Amendment to the FY2018 Capital Improvement Budget and Capital Improvement Program (2018-2023) - For the purpose of amending the FY2018 Capital Improvement Budget and Capital Improvement Program (2018-2023) to include funding for a new project - City Dock Re-Decking.

Sponsors: Pantelides

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

Mayor Pantelides referred R-30-17 to the Financial Advisory Commission.

Mayor Pantelides referred R-30-17 to the Finance Committee.

R-31-17

Proposed Amendment to FY 2018 Fees Schedule - For the purpose of establishing a Temporary Special Class C Alcoholic Beverage License Fee for Theaters.

Sponsors: Pantelides

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

Mayor Pantelides referred R-31-17 to the Alcoholic Beverage Control Board.

Mayor Pantelides referred R-31-17 to the Economic Matters Committee.

Mayor Pantelides referred R-31-17 to the Finance Committee.

[R-32-17](#)

City of Annapolis Investment Policy - For the purpose of updating the City of Annapolis Investment Policy by adopting the Investment Policy of the Maryland State Treasurer's Office.

Sponsors: Pantelides

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

Mayor Pantelides referred R-32-17 to the Financial Advisory Commission.

Mayor Pantelides referred R-32-17 to the Finance Committee.

Second Readers

[R-25-17](#)

Non-Profit Vendors During Fall Boat Shows 2017 - For the purpose of authorizing sales by certain vendors in the City Dock area of the Historic District during the Fall 2017 U.S. Sailboat and Powerboat Shows.

Sponsors: Budge and Finlayson

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

End of Consent Calendar

Public Hearings

[O-39-17](#)

Clean Energy Loan Program and Property Tax Surcharge - For the purpose of defining certain terms; amending the scope of and eligibility for the Clean Energy Loan Program; amending qualifying criteria; establishing a calculation of the clean energy loan surcharge; providing for a recorded agreement and certain notices; and matters generally related to the Clean Energy Loan Program and real property taxes.

Sponsors: Pantelides

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

Mayor Pantelides declared the public hearing on O-39-17 closed.

[O-40-17](#)

Residential Parking Permit Amendments - For the purpose of requiring a parking sticker in addition to a registered license plate in Parking Districts 1 and 2.

Sponsors: Budge

Spoke in favor:

Carl Larkin, 154 Prince George Street, Annapolis, Maryland 21401 representing the Ward One Residents Association.

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-40-17 closed.

[O-41-17](#)

Market House Tenant Lease Extension - For the purpose of extending all current tenant leases of the Market House for one-year.

Sponsors: Pantelides

Spoke in Favor:

Carl Larkin, 154 Price George Street, Annapolis, Maryland 21401.

Spoke on:

Michael Farmer, 142 Prince George Street, Annapolis, Maryland 21401 President representing the Ward One Residents Association.

David Marquis, 114 West Street, Annapolis, Maryland 21401.

Carolyn Marquis, 114 West Street, Annapolis, Maryland 21401.

Peter Fillat, 112 Main Street, Annapolis, Maryland 21401 representing the Annapolis Oyster Company.

Harvey Blonder, 112 Main Street, Annapolis, Maryland 21401.

Eric Clarkson, 380 Caraway Lane, Annapolis, Maryland 21401.

Patricia Bell, 163 Prince George Street, Annapolis, Maryland 21401.

Keith Buschard, 18 Brice Road, Annapolis, Maryland 21401.

Carol Charapp, 300 Mears Court, Annapolis, Maryland 21401.

Jodi Danek, 51 West Street, Annapolis, Maryland 21401.

Tom Renkis, 163 Prince George 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-41-17 closed.

[O-42-17](#)

Certificate of Adequate Public Facilities - Timing of Certification -

For the purpose of amending the Code of the City of Annapolis concerning approval of a Certificate of Adequate Public Facilities; requiring compliance review of a Certificate of Adequate Public Facilities no later than five years after the date of execution of the corresponding agreement; and clarifying circumstances whereby a Certificate of Adequate Public Facilities, or new or amended Adequate Public Facilities agreement, would expire after ten years.

Sponsors: Pantelides

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

Mayor Pantelides declared the public hearing O-42-17 closed.

Business and Miscellaneous

[GA-5-18](#)

Certified Local Government: Keeping History Above Water

Alderman Arnett moved to approve GA-5-17. Seconded. CARRIED on voice vote.

[GA-9-18](#)

Neighborhood Enhancement Team (NET) Initiatives

Alderman Finlayson moved to approve GA-9-17. Seconded. CARRIED on voice vote.

[GT-2-18](#)

Transfer from City Dock Infrastructure CIP to Maintenance Facility CIP

Alderman Arnett moved to approve GT-2-17. Seconded. CARRIED on voice vote.

[ID-257-17](#)

City Manager Andrews gave a brief presentation regarding ID-257-17.

Alderman Budge moved to amend ID-257-17 as follows:

RFP 17-21 Lease of the Annapolis Market House at City Dock - 9/11/17

MOVE THAT the Annapolis City Council directs the Administration to begin competitive negotiations for a Market House Lease with two of the Bidders, New Market and Annapolis Oyster Company. Pursuant to the City Charter the Administration is to bring the proposed leases back to the City Council for approval by Ordinance. Further, the leases are to be consistent with Ordinance 16-17 and Ordinance 17-17 and the City Code.

AND IN ADDITION THAT the Marquis Proposal is not desired,

AND IN ADDITION THAT the Administration will apprise all Alderpersons of the makeup of the lease negotiating team, which shall include two members of the City Council. Council Members will confer with the Administration on terms to include,

Among those terms the Council desires:

A. A clear defined business plan that describes the mix of Market versus restaurant operations.

B. Consideration of different rental rates for areas of the Market House that will be used as a market vs. areas that will be used as a restaurant selling food and beverages that are immediately consumable.

C. Consideration of a conditional lease predicated on the bidder(s) receiving the necessary approvals from the Historic Preservation Commission and the Alcoholic Beverage Control Board. Seconded. CARRIED on voice vote.

Alderman Arnett moved to approve Alderman Budge and Alderwoman Pindell Charles as the two members of the City Council to participate on the negotiating team. Seconded. CARRIED on voice vote.

Legislative Action

Second Readers

Alderman Pfeiffer moved to consider voting on R-21-16, R-23-16 and R-24-16 as a group. Seconded. DEFEATED on voice vote.

Alderman Arnett moved to reconsider Alderman Pfeiffer's motion to consider R-21-16, R-23-16 and R-24-16 as a group. Seconded. CARRIED on voice vote.

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

Alderman Pfeiffer moved to approve R-21-16 on second reader. A roll call vote was taken. The motion DEFEATED by the following vote:

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

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

Alderman Pfeiffer moved to approve R-23-16 on second reader. A roll call vote was taken. The motion DEFEATED by the following vote:

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

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

Alderman Pfeiffer moved to approve R-24-16 on second reader. A roll call vote was taken. The motion DEFEATED by the following vote:

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

First Readers

[R-27-17](#)

Hate Free Zone - For the purpose of declaring Annapolis as a Hate-Free Zone; condemning any and all groups operating within the United States that use hate as their motivation, including white supremacists, neo-Nazis, the KKK, and other hate groups whose rallies most recently led to the violence, death, and injuries in Charlottesville, Virginia; and putting such groups on notice that the City of Annapolis is hereby declared a Hate-Free Zone, and that any attempt to divide this city through hateful or violence actions will not be tolerated.

Sponsors: Pantelides

Alderman Arnett moved to adopt R-27-17 on first reader. Seconded. CARRIED on voice vote.

Mayor Pantelides referred R-27-17 to the Housing and Human Welfare Committee.

Mayor Pantelides referred R-27-17 to the Public Safety Committee.

Mayor Pantelides referred R-27-17 to the Rules & City Government Committee.

Alderman Littmann request a public hearing on R-27-17.

[CA-2-17](#)

Offices of Law and City Clerk - For the purpose of establishing an Office of Law and an Office of City Clerk and clarifying operational lines of report.

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

Alderman Arnett moved to adopt CA-2-17 on first reader. Seconded. CARRIED on voice vote.

Mayor Pantelides referred CA-2-17 to the Rules & City Government Committee.

Mayor Pantelides referred CA-2-17 to the Financial Advisory Commission.

Mayor Pantelides referred CA-2-17 to the Finance Committee.

Mayor Pantelides referred CA-2-17 to the Public Safety Committee.

[O-47-17](#)

Offices of Law and City Clerk - For the purpose of amending the Code of the City of Annapolis to be consistent with the proposed Charter Resolution CA-2-17 establishing an Office of Law and an Office of City Clerk and clarifying operational lines of report.

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

Alderman Arnett moved to adopt O-47-17 on first reader. Seconded. CARRIED on voice vote.

Mayor Pantelides referred O-47-17 to the Rules & City Government Committee.

Mayor Pantelides referred O-47-17 to the Finance Committee.

Mayor Pantelides referred O-47-17 to the Financial Advisory Commission.

Mayor Pantelides referred O-47-17 to the Public Safety Committee.

Adjournment

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:56 p.m.

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