



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Special Minutes - Draft City Council

Monday, July 27, 2015

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Pantelides called the meeting to order at 7:06 p.m.

Invocation

Given by Alderwoman Pindell Charles.

Pledge of Allegiance

Led by Mayor Pantelides.

Roll Call

Tonight's roll call began with Alderman Kirby.

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 Budge moved to approve the agenda as amended to have legislative actions on 1st reader before the appointments. Seconded. CARRIED on voice vote.

Ceremonial Items

[ID-364-15](#) **Chick & Ruth's - 50th Anniversary Proclamation**

This Ceremonial Item was presented

[ID-372-15](#) **City Council Citation - Peter Della, Assistant Harbormaster**

This Ceremonial Item was presented

[ID-373-15](#) **City Council Citation - Robert Tice, Assistant Harbormaster**

This Ceremonial Item was presented

Petitions, Reports and Communications

[ID-371-15](#) **HACA Quarterly Report**

This Informational Item was presented

Reports by Committee

Standing Committee Meeting Dates/Times:

Transportation Board (Special Meeting)

Wednesday, July 29, 2015 | 7:00pm - 9:00pm

Finance Committee

Tuesday, September 1, 2015 | 5:00pm - 7:00pm

Rules and City Government

Tuesday, September 8, 2015 | 4:00pm - 5:30pm

Finance Committee

Tuesday, September 15, 2015 | 5:00pm - 6:30pm

Transportation Committee

Tuesday, September 15, 2015 | 6:30pm - 7:30pm

Housing and Human Welfare/Housing and Community Development

Tuesday, September 15, 2015 | 7:30pm - 8:30pm

Public Safety Committee

Wednesday, September 16, 2015 | 4:00pm - 5:30pm

Economic Matters Committee

Wednesday, September 16, 2015 | 5:30pm - 7:00pm

Comments by the General Public

No one from the general public spoke during petitions, reports and communications.

Mayor Pantelides declared petitions, reports and communications closed.

The order of the agenda was amended to allow for Legislative Actions, on First Reader.

Legislative Actions

B. First Readers

O-39-15

Towing Company Facility Location - For the purpose of specifying that towing companies licensed by the City of Annapolis may locate their facilities in proximity to the City border.

Sponsors: Finlayson

Alderswoman Finlayson moved to adopt O-39-15 on first reader. Seconded. CARRIED on voice vote.

This ordinance O-39-15 was referred to the Public Safety Committee.

This ordinance O-39-15 was referred to the Economic Matters Committee.

O-40-15

Waterfront Maritime Conservation District - For the purpose of amending Retail Use, the Standards for Uses Subject to Standards and Parking Requirements in the WMC Zoning District.

Sponsors: Pantelides, Budge and Pindell Charles

Alderman Budge moved to adopt O-40-15 on first reader. Seconded. CARRIED on voice vote.

This ordinance O-40-15 was referred to the Rules & City Government Committee.

This ordinance O-40-15 was referred to the Maritime Advisory Board.

[R-20-15](#)

Honoring Alderman Richard E. Israel - for the purpose of honoring and remembering Alderman Richard E. Israel and his contributions to the City of Annapolis and the State of Maryland.

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

Alderman Budge moved to adopt R-20-15 on first reader. Seconded. CARRIED on voice vote.

Alderman Budge moved to have the rules suspended to allow passage of the resolution at the meeting of its introduction. Seconded. CARRIED on voice vote.

Alderman Finlayson read the following into the record:

CITY COUNCIL OF THE

City of Annapolis

Resolution 20-15

Sponsored by: Mayor Pantelides, Aldermen Joe Budge, Alderman Fred Paone, Alderwoman Rhonda Pindell Charles, Alderwoman Finlayson, Alderman Jared Littmann, Alderman Kenneth A. Kirby, Alderman Ian Pfeiffer, Alderman Ross Arnett
Referred to Rules and City Government

A RESOLUTION concerning Honoring Alderman Richard E. Israel

FOR for the purpose of honoring and remembering Alderman Richard E. Israel and his contributions to the City of Annapolis and the State of Maryland.

WHEREAS, Richard E. Israel was born in Hutchinson, Kansas, an only child and graduated from the University of the South in Sewanee, Tennessee, receiving his law degree from Washington and Lee University in Lexington, Virginia; and

WHEREAS, Annapolis was home to Alderman Israel for 40 years, after coming to the City in 1975 to join the Maryland Department of Legislative Reference staff and serving 25 years as an Assistant Attorney General; and

WHEREAS, During his eight year career as an Annapolis Alderman, he served as the Chair of the Finance Committee with oversight of the City's budget and was Chair of the Rules and City Government Committee with review of all proposed amendments to the City Charter and Zoning Code; and

WHEREAS, Alderman Israel always said that he wanted to be remembered for his legislation; and

WHEREAS, Alderman Israel introduced bills establishing a City-wide Heritage Commission and a Blue Ribbon Commission on City finances. The Council approved his Adequate Public Facilities legislation, a Bond Fund and the Citizens Committee to Review Alcoholic Beverage Laws (CCRABL). His legislation introduced

First Sundays to Annapolis, March Madness, the Boat Shows, and the regulation of special events; and

WHEREAS, While we will all remember Alderman Israel in our own way, for many of us in City Hall, we will remember his quick wit, his kind personality, his brilliant mind, his sensitivity to his constituents, and his love of the law and his community; and

WHEREAS, We hope Annapolis citizens will all find comfort in the memory of Alderman Richard E. Israel's lessons and examples, that we all have the ability to make our City, and each other, better through simple conversation and the ability to listen.

NOW THEREFORE BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL that we all come together tonight and recognize his significant contributions to our community and dedicate ourselves to keeping his memory alive.

Alderman Arnett moved to adopt R-20-15 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

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

[R-21-15](#) **Amending 2015 Dates of First Sundays Festivals - For the purpose of amending the dates on which the First Sundays Festivals are authorized to sell merchandise in the Historic District by adding the first Sunday in November and removing the first Sunday in December of year 2015.**

Sponsors: Budge

Alderman Paone moved to adopt R-21-15 on first reader. Seconded. CARRIED on voice vote.

This resolution R-21-15 was referred to the Economic Matters Committee.

[R-22-15](#) **Street Rights-of-Way at the Enclave at Spa - For the purpose of privatizing the street rights-of-way in the Enclave at Spa residential planned development in accordance with Section 20.20.01.A of the Code of the City of Annapolis.**

Sponsors: Pantelides

Alderman Paone moved to adopt R-22-15 on first reader. Seconded. CARRIED on voice vote.

This resolution R-22-15 was referred to the Economic Matters Committee.

This resolution R-22-15 was referred to the Environmental Matters Committee.

This resolution R-221-15 was referred to the Rules & City Government Committee.

The order of the agenda was resumed.

Appointments

[AP-33-15](#) **The Appointment/Reappointment of Kate Baker to the Annapolis Environmental Commission**

Alderman Littmann moved to confirm the Mayor's Appointment of Kate Baker to the Annapolis Environmental Commission. Seconded. CARRIED on voice vote.

Public Hearings

[ID-279-15](#) **9 St. Mary's Street - The sale or lease of City-owned property.**

Spoke in favor of the residential use:

Philip Dales, 5 Park Place, Annapolis, Maryland 21401.

Spoke in favor of the Institutional use:

Antoinette Rogers Beiger, 170 Duke of Gloucester Street, Annapolis, Maryland 21401.

Spoke on:

Joel Bunker, 202 Woods Drive, Annapolis, Maryland 21403 representing the City Dock Community Gardens.

Mayor Pantelides declared the public hearing on ID-279-15 9 St. Mary's Street - The sale

or Lease of City-owned Property closed.

[O-33-15](#) **Water Service Agreement - Hopkins property - For the purpose of authorizing a water service agreement providing for the extension of City water service to certain property located in Anne Arundel County, outside of the boundaries of the City of Annapolis; and matters generally relating to said agreement.**

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-33-15 closed.

[O-35-15](#) **CITY OF ANNAPOLIS POLICE AND FIRE RETIREMENT PLAN - For the purpose of adopting the City of Annapolis Police and Fire Retirement Plan Amendment and Restatement, effective July 1, 2015.**

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-35-15 closed.

[O-37-15](#) **Repealing Fifteen-Minute Parking on Northwest Street - For the purpose of repealing the fifteen-minute parking limit on portions of Northwest Street adjacent to the old Post Office.**

Sponsors: Budge and 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-37-15 closed.

[O-38-15](#) **Parking Motor Homes - For the purpose of regulating the parking of Motor Homes on City streets; and matters generally relating to parking Motor Homes.**

Sponsors: Budge

Alderman Budge moved to declared the public hearing on O-38-15 left open. Seconded. CARRIED on voice vote.

Mayor Pantelides declared the public hearing on O-38-15 OPEN until the Regular Meeting of September 21, 2015.

[R-18-15](#) **Amending Fines for Parking on Northwest Street and Parking of Motor Homes- For the purpose of removing the fine for violating 15-minute parking on portions of Northwest Street and establishing a fine for parking violations specific to motor homes.**

Sponsors: Budge

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

Mayor Pantelides declared the public hearing on R-18-15 closed.

Business and Miscellaneous**ID-279-15 9 St. Mary's Street - The sale or lease of City-owned property.**

Alderman Littmann moved to approve the University of Maryland Center for Environmental Science (UMCES) as the institutional use for 9 St. Mary's Street. Seconded. DEFEATED on voice vote.

Aye: 4 - Alderwoman Pindell Charles, Alderman Littmann, Alderman Pfeiffer and Alderman Arnett

Nay: 4 - Mayor Pantelides, Alderman Budge, Alderwoman Finlayson and Alderman Kirby

Abstain: 1 - Alderman Paone

Alderman Budge moved to approve O2/Lafayette as the residential use for 9 St. Mary's Street. Seconded. CARRIED on voice vote.

Aye: 6 - Alderman Budge, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

Nay: 2 - Mayor Pantelides and Alderman Littmann

Abstain: 1 - Alderman Paone

The meeting was recessed at 8:27 p.m. and reconvened at 8:36 p.m.

ID-279-15 9 St. Mary's Street - The sale or lease of City-owned property.

Alderman Littmann moved to reconsider the vote on the institutional use of St. Mary's proposed for 9 St. Mary's Street - The sale or lease of City-owned property. Seconded. A roll call vote was taken. The motion DEFEATED by the following vote:

Aye: 3 - Mayor Pantelides, Alderman Paone and Alderman Littmann

Nay: 6 - Alderman Budge, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

Legislative Actions**A. Second Readers****O-32-15 Annapolis Renewable Energy Park - For the purpose of approving the land lease agreement of certain City-owned property containing the closed City of Annapolis Landfill for the construction and operation of a solar photovoltaic (PV) electricity generating facility to be located at those portions of the closed City of Annapolis Landfill; and matters generally relating to said lease**

Sponsors: Pantelides

Alderman Arnett moved to adopt O-32-15 on second reader. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt O-32-15 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

[R-33-14](#)

Vehicular Access to and Internal Roadways within Certain Property adjacent to Aris T. Allen Boulevard - For the purpose of empowering the City of Annapolis to consider, and to potentially allow, vehicular access between Aris T. Allen Boulevard/Maryland 665 and certain adjacent property within the City limits as well as private roadways within said adjacent property.

Sponsors: Pindell Charles and Finlayson

Alderwoman Finlayson moved to adopt R-33-14 on second reader. **Seconded.**

Alderwoman Finlayson moved to amend R-33-14 as follows: **Proposed Finlayson Amendments to R-33-14. Seconded.**

Alderman Budge moved to withdraw without objection the Proposed Finlayson Amendment to R-33-14. **Seconded. CARRIED on voice vote.**

Alderman Budge moved to amend R-33-14 as follows: **To approve the Proposed Finlayson Amendments with the following amendment on page 8, in line 11, after "this resolution shall take effect" delete "as of the date of its adoption." and inset "upon approval of the Aris T. Allen Connection by the State Highway Administration and the Planning Commission". Seconded. CARRIED on voice vote.**

Alderwoman Finlayson moved to adopt R-33-14 as amended on second reader. **Seconded. A roll call vote was taken. The motion CARRIED by the following vote:**

Aye: 5 - Alderman Budge, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Kirby and Alderman Pfeiffer

Nay: 4 - Mayor Pantelides, Alderman Paone, Alderman Littmann and Alderman Arnett

[O-23-15](#)

Modifications to the Tables of Uses for Business and Mixed Use Zoning Districts - For the purpose of adding “Personal Fitness Studios” to the tables of uses; defining “personal fitness studios” and “Physical Health Facilities;” and all other matters generally relating to such uses.

Sponsors: Paone and Pantelides

Alderman Arnett moved to adopt O-23-15 on second reader. **Seconded.**

Alderman Budge moved to amend O-23-15 as follows: **O-23-15 Proposed Planning Commission Amendment 7-2-15. Seconded. CARRIED on voice vote.**

Alderman Paone moved to adopt O-23-15 as amended on second reader. **Seconded. CARRIED on voice vote.**

Alderman Paone moved to adopt O-23-15 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-25-15](#)

Environmental Commission - For the purpose of establishing a quorum

of the Environmental Commission.

Sponsors: Littmann

Alderman Littmann moved to adopt O-25-15 on second reader. Seconded.

Alderman Littmann moved to amend O-25-15 as follows: AEC Amendment. Seconded. CARRIED on voice vote.

Alderman Littmann moved to adopt O-25-15 as amended. Seconded. CARRIED on voice vote.

Alderman Paone moved to adopt O-25-15 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-26-15**Water and Sewer Rates and Stormwater Fees - For the purpose of increasing the metered use water and sewer rates, and Stormwater fees in the City of Annapolis.**

Sponsors: Arnett

Alderman Arnett moved to adopt O-26-15 on second reader. Seconded.

Public Works Director & Acting City Manager Jarrell was present and answered questions from the Council.

Alderman Arnett moved to amend O-26-15 as follows: O-26-15 Finlayson Amendments 1-6. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt O-26-15 as amended on second reader. Seconded. CARRIED on voice vote.

Alderman Budge moved to adopt O-26-15 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 7 - Alderman Budge, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett

Nay: 2 - Mayor Pantelides and Alderman Paone

O-28-15**Lease of Truxtun Park to Kayak Annapolis, LLC - For the purpose of approving the lease of certain City-owned property at Truxtun Park to authorize the operation of a kayak water touring business; and matters generally relating to said lease.**

Sponsors: Pantelides

Alderman Paone moved to adopt O-28-15 on second reader. Seconded. CARRIED on voice vote.

Alderman Budge moved to adopt O-28-15 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-29-15](#)**Sewer Service - For the purpose of increasing the sewer service user rates of the City of Annapolis.**

Sponsors: Pfeiffer, Budge, Arnett and Littmann

Alderman Pfeiffer moved to withdraw O-29-15 without objection. Seconded. CARRIED on voice vote.

[O-30-15](#)**Exempt Service - Positions Included - For the purpose of including the positions of Attorney 1 and Attorney 2 to the Exempt Service set forth in Chapter 3.08 of the Code of the City of Annapolis; and all other matters generally relating to positions included in the exempt service.**

Sponsors: Pantelides

Alderman Paone moved to adopt O-30-15 on second reader. Seconded. CARRIED on voice vote.

Alderman Paone moved to adopt O-30-15 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-31-15](#)**Title 3 HUMAN RESOURCES - For the purpose of rewriting and revising certain sections of Title 3, Human Resources; to simplify and reorganize that Title for ease of use, to clarify processes, to remove obsolete language, to include substantive changes; and matters generally relating to Title 3.**

Sponsors: Pantelides

Alderman Littmann moved to adopt O-31-15 on second reader. Seconded.

Alderman Budge moved to consider the 39 Proposed Rules and City Government Committee Amendment to O-31-15 together. Seconded. CARRIED on voice vote.

Alderman Budge moved to amend the 39 Proposed Rules and City Government Committee Amendments to O-31-15 as follows: In amendment #18, on page 15, after the word "line" strike "19" and insert "29". Seconded. CARRIED on voice vote.

Human Resources Director Rensted was present and answered questions from Council.

Alderman Budge moved to amend the 39 Proposed Rules and City Government Committee Amendments to O-31-15 as follows: In amendment #32, on page 30, line 21 after leave, Insert: "from the Bank". Seconded. CARRIED on voice vote.

Alderman Budge moved to approve the 39 Proposed Rules and City Government Committee Amendments to O-31-15 as amended. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt O-31-15 as amended on second reader. Seconded. CARRIED on voice vote.

Alderwoman Finlayson moved to adopt O-31-15 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

[R-15-15](#)**Exempt Service - Job Description - For the purpose of approving the updated Job Description for the City Attorney position.**

Sponsors: Pantelides

Alderman Pfeiffer moved to adopt R-15-15 on second reader. Seconded. .

Alderman Paone moved to amend R-15-15 as follows: Proposed Rules and City Government Amendments.

Amendment #1

In the City Attorney Job Description, Page 1, under Examples of Work, second bullet, second line, delete "on".

Amendment # 2

On page 2, under Required Knowledge, at the end of the paragraph, Delete "period" and add "and the Federal and State court system. Seconded. CARRIED on voice vote.

Alderman Kirby moved to adopt R-15-15 as amended on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

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

For the Good of the Order

The Regular City Council Meeting for September will be held on September 21, 2015.

Adjournment

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:36 p.m.
Regina C. Watkins-Eldridge, MMC
City Clerk