



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Regular Meeting Minutes - Draft

City Council

Monday, October 11, 2021

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Buckley called the Regular Meeting to order at 7:00 pm.

Invocation

Given by Alderwoman Pindell Charles.

Pledge of Allegiance

Led by Mayor Buckley.

Roll Call

Tonight's roll call began with Alderman Paone.

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 Schandelmeier moved to approve the agenda as amended, to add R-29-21 Military Bowl Parade and Football Game and R-30-21 Chesapeake Region Accessible Boating - Adaptive Boating Center on First 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

Ceremonial Items

City Council Citation - Tami Hook

Mayor Buckley presented the citation to Ms. Hook.

Petitions, Reports and Communications

A. Update from the Mayor

Mayor Gavin Buckley, City Council Remarks 11 October 2021, 7 p.m.
City Council Chambers

I want to start tonight's meeting by acknowledging a painful week for our City staff and particularly the Annapolis Police Department. Last week, we lost one of our own, Annapolis Police Lt. Brian Della.

I'd like to talk a little bit about Lt. Della before we all take a moment of silence.

Lt. Della served the Annapolis Police Department during the entirety of his nearly three decades in law enforcement. He was a dedicated family man and I got to meet his wife and children at the visitation and service over the weekend.

We will have a citation to present to Courtney at a future city council meeting when the family can be in attendance.

Part of our path to healing our grief is to share stories. I have heard the same thing about Lt. Della a number of times over the past week - he loved his job and he loved protecting the residents of Annapolis.

He was the founder of the children's fishing camp and he could be found in pickup football games.

Over his decades on the department, he served in nearly every capacity. He earned numerous commendations and accolades.

Lt. Della was a great member of the Annapolis Police Department, a good policeman and a solid human being. He will be missed.

Let's take a moment of silence for Lt. Brian Della.

[Moment of Silence]

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And now we have a slide show of Lt. Della.

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This is the last week of Hispanic Heritage Month, which we have acknowledged in downtown with the flags of various Hispanic and Latino countries. Each week over the past four weeks, we have hosted Tuesday health fairs in different neighborhoods from Tyler Heights to Annapolis Walk, Madison Apartments and Annapolis Elementary. Tomorrow's clinic will be our last health fair at Mt. Olive Community Life Center in Parole from 3 to 6 p.m.

Residents can get a covid vaccine, flu shot, diabetes and high blood pressure screening, meet with doctors and specialists from Anne Arundel Medical Center, plus learn about what other resources in the City and county are available.

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At the end of this month, on Saturday, October 30, we will be hosting our Day of the Dead festival. That's at Maryland Hall. It is out-of-doors and free. Folks are encouraged to come out in decorative or traditional dress. There will be the sugar skull face painters, an arts and crafts fair, delicious food and an amazing lineup of musicians and acts as well as a DJ and free activities for kids. Should be fun! Please wear your mask regardless of vaccination status.

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The Boat Shows are back. The powerboat show was this past weekend and the sailboat show is this coming weekend and we are so happy to welcome this great event back to the City!

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Faith and Blue - on Sunday, clergy and the Annapolis Police came out to People's Park for the Faith and Blue event, which was held in hundreds of American cities. The purpose is to build bridges to more engaged communities. Annapolis had a good turnout with pumpkin painting for the children and outreach and resource materials from police.

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Yesterday was the United State's Naval Academy's birthday, 176 years young, and Wednesday is the 246th birthday for the Navy. We celebrate our neighbors here in downtown.

It was 1845 when the Navy chose between our location and the Brooklyn Navy yard. They smartly chose our location on the banks of the Chesapeake Bay. They got their start with just 50 midshipmen and handful of professors on a 10-acre parcel of land called "Fort Severn."

Today the academy sits on 338 acres with 4400 mids and 1600 faculty.

I am proud of the relationship we have built with the academy and proud that Annapolis is a Navy town!

Happy Birthday.

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The City has just launched a six-month pilot composting program. This comes in the aftermath of last year's wildly successful onsite compost program at Truxtun where we collected more than 10,000 pounds of pumpkins.

There are two parts, the curbside pickup for residents of Hunt Meadow. We are trying out the program here. Visit the city website to get a bin delivered and to get on the pickup route.

The second part of the test program is a drop site at Truxtun Park, near the skate park. Follow the signs. Both programs will run on a trial basis until March 2022. The compost will go to local farms. We are doing this program with Annapolis Green and Veteran Compost.

If the test period works out, we'll move to expand this program next year.

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Another environmentally friendly program we have going on is one that has a goal of enhancing the urban tree canopy. It's a free tree program with the Arbor Day Foundation. Households may request up to four trees from a custom web portal and the trees are sent directly to your home.

There are five types of trees to choose from: Black Tupelo, Eastern Redbud, Northern Red Oak, Red Maple and American Sycamore.

By planting trees, residents can capture carbon, catch stormwater runoff and reduce energy consumption and utility bills through proper placement of trees.

Plus the trees beautify our City, provide homes for wildlife and enhance property values.

You can visit the web portal directly by visiting: www.arborday.org/annapolis or visit the city's website at annapolis.gov.

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Yesterday was World Mental Health Day and I want to remind City staff that earlier today, HR sent out the Employees Assistance Program resources link. Please utilize this service, let's talk to one another and be supportive of one another during these stressful times.

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On Friday, I was privileged to attend the groundbreaking for the rehabilitation of Universal Lodge on Clay Street. The City helped to secure a \$200,000 grant from the state for this work. The restoration is set to begin in November.

Universal Lodge has a long and proud history in the Old Fourth Ward, not only as a building and meeting place, but as headquarters where the ideas of Prince Hall masons got turned into action.

Many mistakenly believe that the history of Annapolis is rooted solely in the buildings of the colonial era in the half-dozen blocks surrounding City Dock. But Annapolis history extends beyond and must include the stories of what happened in buildings like the Universal Lodge structure.

In the civil rights era, the lodge was a meeting place where local activists planned pickets and sit-ins.

We are proud to seek out these kinds of grants to preserve these elements of Annapolis city history and I thank our partners.

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The Maryland Senior Olympics are happening. It is an every-four-years statewide sporting competition for folks 50 and older. The sports include everything from swimming, running, cycling, and track and field to bowling and golf and tennis.

This year, Annapolis got to play host to one of the events: pickleball! The competitors played over three days on the new courts at Truxtun: men's and women's singles, doubles and mixed doubles.

The winners can compete at the National Senior Olympics, which will be held in Florida next May.

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Lastly, I'd like to invite members of the council and members of the public to attend a series of listening sessions with me. They'll take place over the next three Thursdays.

This Thursday, Oct 14 at Pip Moyer at 6 p.m., next Thursday, Oct. 21 at the Michael Busch Library at 6 p.m. and October 28 at Mt. Olive Community Life Center at 7 p.m.

We will have information on city budget priorities, tornado and restoration updates, infrastructure projects, and we will hear resident concerns. We will also have some data to present on public safety and crime. But foremost at the event is our opportunity to listen to residents as we gear up for the next budget cycle.

B. Reports by Committee

Standing Committee Dates:

Transportation Committee

October 14, 2021, 6:00 PM - 7:30 PM

Housing and Human Welfare Committee

October 18, 2021, 6:30 PM - 8:00 PM

Special Economic Matters Committee

October 19, 2021, 6:30 PM - 8:00 PM

Special Finance Committee

October 20, 2021, 10:30 AM - 12:30 PM

Environmental Matters Committee

October 20, 2021, 3:00 PM - 5:00 PM

C. Comments by the General Public

GENERAL PUBLIC - IN Person SIGN UP SHEET:

1. James C. Spearman, Jr., 1321 Sycamore Avenue, Annapolis, Maryland 21403.

2. Nushi Carrera, 909 Wells Avenue, Annapolis, Maryland 21403.

3. Phil Reynolds, 4 Westwick Court, Annapolis, Maryland 21403.

4. Rick Lober, 84 Conduit Street, Annapolis, Maryland 21401.

5. Jay Antonelli, 1206 Poplar Avenue, Annapolis, Maryland 21401.
 6. Paula Ziker, 120 Quiet Waters Place, Annapolis, Maryland 21403.
 7. Katie George, 694 Americana Drive, Annapolis, Maryland 21403.
 8. Ray Cantore, 105 Eastern Ave, Annapolis, Maryland 21401.
 9. Anastasia Hopkinson, 1036 Harbor Drive, Annapolis, Maryland 21401.
 10. Laura Hamby, 705 Bay Front Drive, Annapolis, Maryland 21401.
 11. Susan Margolis, 113 CONDUIT STREET, ANNAPOLIS, MARYLAND 21401.
 12. Mary Mulvihill, 121 Quiet waters Place, Annapolis, Maryland 21403.
- Mayor Buckley declared comments from the general public closed.

Appointments

[AP-40-21](#) The Appointment of Todd Powell to the Heritage Commission

Alderman Pindell Charles moved to confirm AP-40-21. Seconded. CARRIED on voice vote.

[AP-42-21](#) The Appointment of Kevin G. Smith to the Historic Preservation Commission

Alderman Tierney moved to confirm AP-42-21. Seconded. CARRIED on voice vote.

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, Alderman Tierney, Alderman Paone, Alderman Pindell Charles, Alderman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Approval of Journal of Proceedings

[CCM](#) Regular Meeting Minutes
[9.13.2021](#)

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

Public Hearings

O-32-21

Zoning Code - Use and Occupancy Permits - For the purpose of providing procedures for issuance of use and occupancy permits under the Zoning Code; providing timelines for the approval of a permit; requiring a maintenance bond; and generally relating to the use and occupancy permitting process.

Sponsors: Buckley

Mayor Buckley declared the public hearing on O-32-21 closed.

Legislative Action

First Readers

R-28-21

Universal Lodge No. 14 - Permit Fees Waiver - For the purpose of waiving the permit fees in connection with the restoration of the exterior of the historic Universal Lodge No. 14.

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

Alderman Gay moved to adopt R-28-21 on first reader. Seconded. CARRIED on voice vote.

Alderman Gay - Cosponsor Added.

Alderman Schandelmeier - Cosponsor Added.

Alderwoman Pindell Charles - Cosponsor Added.

Alderwoman Finlayson - Cosponsor Added.

Alderman Paone - Cosponsor Added.

Alderwoman Tierney - Cosponsor Added.

Second Readers

R-22-21

South Annapolis Yacht Center - Public Water Access - For the purpose of requiring the Department of Planning and Zoning to hold a public meeting for the general public to be heard on the South Annapolis Yacht Center fence application.

Sponsors: Gay, Savidge and Arnett

Alderman Arnett moved to postpone R-22-21 until Monday, October 25, 2021. Seconded. CARRIED on voice vote.

[R-27-21](#)**Itinerant Merchant Sales in the Historic District - Halloween Celebration**

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

Sponsors: Tierney

Alderman Tierney moved to adopt R-27-21 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

[O-9-21](#)

Accessory Dwelling Units - For the purpose of establishing accessory dwelling units as an accessory use in certain zoning districts that allow single family dwelling units; establishing the use and bulk requirements for accessory dwelling units; and establishing the procedural requirements for accessory dwelling units.

Sponsors: Schandelmeier and Gay

Alderman Schandelmeier moved to adopt O-9-21 on second reader. Seconded.

Planning and Zoning Director Dr. Nash was present and answered questions from the council.

**Alderman Schandelmeier moved to amend O-9-21 as follows:
Amendment 1:**

On page 5, in line 23, after "UNIT" insert "THAT IS NOT ESTABLISHED WITHIN THE EXISTING FOOTPRINT OF THE PRINCIPAL STRUCTURE". Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Finlayson, Alderman Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Nay: 2 - Alderman Paone and Alderwoman Pindell Charles

**Alderman Schandelmeier moved to amend O-9-21 as follows:
Amendment 2:**

On page 5, strike lines 25 down through 26, and sequentially re-letter the subparagraphs accordingly. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

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

Nay: 3 - Alderman Paone, Alderwoman Pindell Charles and Alderwoman Finlayson

Abstain: 1 - Alderman Arnett

Alderman Schandelmeier moved to amend O-9-21 as follows:

Amendment 3:

On page 5, strike lines 31 down through 33. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

- Aye:** 5 - Mayor Buckley, Alderman Paone, Alderman Gay, Alderman Schandelmeier and Alderman Savidge
- Nay:** 4 - Alderwoman Tierney, Alderwoman Pindell Charles, Alderwoman Finlayson and Alderman Arnett

Alderman Savidge moved to amend O-9-21 as follows:

Amendment 5:

On page 5, after line 20 insert a new subparagraph "D. THE ADDITION OF AN IMPERVIOUS SURFACE SHALL NOT BE ALLOWED ON ANY LOT CONTAINING AN ACCESSORY DWELLING UNIT, UNLESS:

- (i). THE DEPARTMENT HAS DETERMINED THAT THE PROPOSED SURFACE WILL BE TREATED OR MANAGED, OR**
(ii). THE EQUIVALENT COVERAGE OF IMPERVIOUS SURFACE WILL BE REMOVED ELSEWHERE ON THE PROPERTY."and sequentially re letter subsequent subparagraphs. . **Seconded. CARRIED on voice vote.**

Alderman Arnett moved to amend O-9-21 as follows:

Amendment 6:

On page 5, after line 33 insert "H. AN ACCESSORY DWELLING UNIT AND PRINCIPAL STRUCTURE ON ANY ONE LOT SHALL BE IN COMMON OWNERSHIP AND THE OWNER SHALL RESIDE IN EITHER THE ACCESSORY DWELLING UNIT OR THE PRINCIPAL STRUCTURE." . Seconded. CARRIED on voice vote.

Alderwoman Tierney moved to amend O-9-21 as follows:

Amendment 7:

On page 1 in lines 4 and 27 after "units;" insert "providing an amnesty period;" and on

page 5, in line 41 after "passage" insert a "semicolon" followed by "PROVIDED, THAT

THERE SHALL BE AN AMNESTY PERIOD FROM THE DATE OF PASSAGE OF THIS ORDINANCE THROUGH CLOSE OF BUSINESS ON JANUARY 10, 2022 TO ENCOURAGE COMPLIANCE WITH THE RENTAL LICENSE REQUIREMENTS ENACTED BY THIS ORDINANCE BY ALLOWING OWNERS OF UNLICENSED ACCESSORY DWELLING UNITS TO PARTICIPATE IN THIS AMNESTY PERIOD BY VOLUNTARILY ENTERING THE RENTAL LICENSE PROCESS WHILE CONTINUING TO RENT SUCH UNLICENSED ACCESSORY DWELLING UNIT. ANY OWNER OF AN UNLICENSED ACCESSORY DWELLING UNIT WHO PARTICIPATES IN THIS AMNESTY PROGRAM SHALL BE EXEMPT FROM THE PENALTIES SET FORTH IN CHAPTER 17.44 FOR THE DURATION OF THE AMNESTY PERIOD. FOR THE PURPOSE OF THIS ORDINANCE, THE OWNER OF AN UNLICENSED ACCESSORY DWELLING UNIT IS PARTICIPATING IN THE AMNESTY PERIOD IF:

- (1) A RENTAL OPERATING LICENSE APPLICATION IS FILED IN ACCORDANCE WITH CHAPTER 17.44;**

(2) THE APPLICANT MAKES A GOOD FAITH EFFORT, AS DETERMINED BY THE DEPARTMENT, TO COMPLETE THE RENTAL LICENSE PROCESS DURING THE AMNESTY PERIOD; AND
(3) INFORMATION IS NOT MADE KNOWN TO THE DEPARTMENT THAT THE HEALTH, SAFETY, OR WELFARE OF ANY OCCUPANT OF THE UNLICENSED ACCESSORY DWELLING UNIT IS ENDANGERED.” Seconded.
CARRIED on voice vote.

Alderman Schandelmeier moved to amend O-9-21 as follows:

Amendment 10:

On page 5, after line 33 insert

“Section 21.72.010 – Terms.

“ACCESSORY DWELLING UNIT’ MEANS AN ACCESSORY BUILDING, OR PORTION OF A BUILDING, DESIGNED OR USED EXCLUSIVELY FOR RESIDENTIAL OCCUPANCY THAT IS LOCATED IN A SINGLE FAMILY DWELLING OR ON THE SAME LOT AND IS SUBJECT TO THE USE STANDARDS IN SECTION 21.64.010 OF THIS ZONING CODE AND THE BULK REGULATIONS FOR BUILDINGS ACCESSORY TO SINGLE-FAMILY DWELLINGS.” Seconded.
CARRIED on voice vote.

Alderman Schandelmeier moved to amend O-9-21 as follows:

Amendment 10:

On page 5, after line 33 insert

“Section 21.72.010 – Terms.

“ACCESSORY DWELLING UNIT’ MEANS AN ACCESSORY BUILDING, OR PORTION OF A BUILDING, DESIGNED OR USED EXCLUSIVELY FOR RESIDENTIAL OCCUPANCY THAT IS LOCATED IN A SINGLE FAMILY DWELLING OR ON THE SAME LOT AND IS SUBJECT TO THE USE STANDARDS IN SECTION 21.64.010 OF THIS ZONING CODE AND THE BULK REGULATIONS FOR BUILDINGS ACCESSORY TO SINGLE-FAMILY DWELLINGS.” Seconded.
CARRIED on voice vote.

Alderman Schandelmeier moved to adopt O-9-21 as amended on second reader. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt O-9-21 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 Gay, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

Nay: 2 - Alderman Paone and Alderwoman Pindell Charles

O-12-21

Police Enhancement and Community Engagement - For the purpose of establishing procedures for the collection and reporting of certain law enforcement data; providing for publication of certain data; promoting community policing; developing use of force guidelines; establishing procedures for consent searches; establishing police officer training requirements; providing crowd control restrictions; prohibiting certain police practices; providing procedures for effectuating certain warrants; extending the probationary period of certain police officers; requiring certain persons engaged in the business of selling or exchanging

firearms, cartridges or other ammunition to maintain records; establishing minimum standards for investigating and responding to allegations of domestic violence; prohibiting use of certain property by the City, restricting the use of City-owned armored vehicles; expanding the scope of duties of the Human Relations Commission; providing for exemptions from negotiation of employee-management relations; providing an effective date; providing definitions; and generally related to police enhancement and community engagement.

Sponsors: Savidge, Arnett and Schandelmeier

Alderman Savidge moved to withdraw O-12-21 without objection. Seconded. CARRIED on voice vote.

O-22-21

Sponsors: Arnett

Alderman Arnett moved to withdraw O-22-21 without objection. Seconded. CARRIED on voice vote.

O-29-21

City Holidays - Juneteenth - For the purpose of designating Juneteenth National Independence Day as a City paid holiday.

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

Finance Director Dickinson was present and answered questions from the council.

Alderman Pindell Charles moved to adopt O-29-21 on second reader. Seconded. CARRIED on voice vote.

Alderman Finlayson moved to adopt O-29-21 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

City Council - Cosponsor Added.

O-30-21

Market Space Lease Agreements - For the purpose of approving the leases for certain City-owned property located at Market Space, Annapolis, Maryland 21401, between Bembe Beach, LLC, d/b/a Federal House and the City of Annapolis, Iron Rooster-Annapolis, LLC and the City of Annapolis, New Market House, LLC and the City of Annapolis, McGarvey's Annapolis, LLC and the City of Annapolis, and Middleton's Tavern, Ltd. and the City of Annapolis; providing an effective date; and matters generally relating to said Lease Agreements.

Sponsors: Buckley, Tierney and Schandelmeier

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

Alderman Tierney moved to postpone O-30-21 until Monday, October 25,

2021. Seconded. CARRIED on voice vote.

R-29-21

Military Bowl Parade and Football Game - For the purpose of identifying the Military Bowl Parade and Football Game that will be held on December 27, 2021 as a Major Special Event; and waiving certain City of Annapolis fees for services related to that event.

Sponsors: Buckley

Finance Director Dickinson was present and answered questions from the council.

Alderman Arnett moved to adopt R-29-21 on first reader. Seconded. CARRIED on voice vote.

Mayor Buckley referred R-29-21 to the Finance Committee.

R-30-21

Chesapeake Region Accessible Boating - Adaptive Boating Center - For the purpose of recognizing and applauding Chesapeake Region Accessible Boating (CRAB); and approving a waiver of any further planting off-site or fee-in-lieu of planting at the Adaptive Boating Center (ABC) property development pursuant to City Code Section 21.54.060.H - requests for reasonable accommodations for the needs of disabled citizens.

Sponsors: Savidge

Alderman Paone moved to adopt R-30-21 on first reader. Seconded. CARRIED on voice vote.

City Council - Cosponsor Added.

Adjournment

Upon motion duly made, seconded and adopted, the Regular Meeting was adjourned at 10:20 p.m.

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