



# City of Annapolis

160 Duke Of Gloucester  
Street  
Annapolis, MD 21401

## Regular Meeting Minutes - Final

### City Council

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Monday, July 10, 2023

7:00 PM

Mayor John T. Chambers, Jr.  
City Council Chambers

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#### Regular Meeting

##### Call to Order

Mayor Buckley called the Regular Meeting to order at 7:03 pm.

##### Invocation

Given by Mayor Buckley.

##### Pledge of Allegiance

Led by Mayor Buckley.

##### Roll Call

Tonight's roll call began with Alderman Schandelmeier.

**Present:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Savidge, Alderman Arnett and Alderman Arnett

**Absent:** 2 - Alderwoman Finlayson and Alderman Gay

##### Approval of Agenda

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

**Aye:** 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Savidge and Alderman Arnett

**Absent:** 2 - Alderwoman Finlayson and Alderman Gay

#### Ceremonial Items

[ID-123-23](#)

Proclamation of Recreation and Parks Month

**Presented.**

[ID-124-23](#)

Citation Honoring The Canton Restaurant

**Presented.**

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**PETITIONS, REPORTS & COMMUNICATIONS****A. Update from the Mayor**

Good evening.

I'd like to acknowledge the absence of Alderwoman Sheila Finlayson who suffered tragic losses in her immediate family over the weekend. This is a most difficult time and I wanted to say publicly Sheila that we are thinking of you and holding you close in our hearts. We love you and are so sorry for your loss.

Additionally, I'd like to note that Alderman Gay lost his beloved grandmother, Mary Elizabeth White, whose services were over the weekend.

Mrs. White was an amazing woman who led her family with wisdom and love. We know losing her is difficult so we want to share our love and sympathy with Ald Gay and his family.

If we could, I'd like for us to take a moment of silence to hold them in our hearts.

[Moment of Silence]

Thank you.

Last week, we celebrated Independence Day as a City. We hosted Governor Wes Moore and First Lady Dawn Moore in the parade and enjoyed some amazing fireworks. I'd like to thank our City workers for the outstanding job they did to ensure everything went smoothly and safely. From our Police, to our OEM, to DPW staff, to the harbormaster and her team - thank you for all your efforts and for ensuring that everything was tidy and put back together downtown by Wednesday morning.

I hope our residents enjoyed the day and that they can share their appreciation too.

Coming up this week and next we have four public in-person meetings to present the draft of the City's Comprehensive Plan. Please come out, take a look at the plan and let us know your thoughts.

The events are as follows

July 11 at Pip Moyer Recreation Center

July 12 at Hillsmere Library

July 17 at Mt. Olive Church in Parole and

July 18 at the Busch Library on West Street

All events begin at 6 p.m. Expect the meetings to last around 2 hours.

Annapolis' own major league soccer team, the Annapolis Blues, are wrapping up their inaugural season this week. They sent me a note earlier today saying they averaged 7,749 fans per regular season home game.

They are preparing for their playoff this Wednesday in Annapolis at Navy Stadium. Tickets are available if you want to cheer on the home team. Congratulations to the Blues and on Wednesday I hope to hear all of Annapolis reverberating with one word: GOAL!

Lastly, a quick reminder that we have one more City Council meeting on July 24 and then we have recess for August, including standing committee meetings. After that we will return on September 11.

Let's get on with the meeting!

## B. Reports by Committee

### Standing Committee Dates:

Transportation Committee Regular Meetings

July 12, 2023, 4:00 PM - 6:00 PM

Environmental Matters Committee Regular Meeting

July 13, 2023, 3:00 PM - 5:00 PM

Housing & Human Welfare Committee Regular Meeting

July 17, 2023, 6:00 PM - 8:00 PM

Finance Committee Regular Meeting

July 19, 2023, 10:30 AM - 12:30 PM

Economic Matters Committee Regular Meeting

July 19, 2023, 6:30 PM - 8:00 PM

## C. Comments by the General Public

### Speakers:

Former Mayor Kurt Schmoke, 3320 Sequoia Avenue, Baltimore, Maryland 21215.

Janet Katz, 143 Spa Drive, Annapolis, Maryland 21401.

Joe Pilat, 914 Bay Ridge Avenue, Annapolis, Maryland 21403.

George Gallagher, 1212 Barbud Lane, Annapolis, Maryland 21403.

Mayor Buckley declared comments from the general public closed.

## CONSENT CALENDAR

### Approval of the Consent Calendar

Alderman Gay arrived at 7:26 pm.

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

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandemeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

## Appointments

[AP-15-23](#)

Transportation Board - Edward Bergman

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[AP-16-23](#) Heritage Commission - Karen Brown

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[AP-17-23](#) Alcoholic Beverage Control Board - James Praley

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[AP-18-23](#) Building Board of Appeals - Tyson Dorman

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[AP-19-23](#) Recreation Advisory Board - Glenn Carr

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[AP-20-23](#) Recreation Advisory Board - Kenyatta Forrester

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

### **Approval of Journal of Proceedings**

[CCM 6.5.23](#)

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

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[CCM 6.12.23](#) Regular Meeting Minutes

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

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[CCM 6.20.23](#) Special Meeting Minutes

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

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

## End of Consent Calendar

## PUBLIC HEARINGS

[O-15-23](#)

**Building Height and Elevation Limit - Exception for FEMA Flood**

**Zones in Annapolis** - For the purpose of exempting building construction in Federal Emergency Management Agency's AE flood zones including the Annapolis' City Dock area from certain elevation restrictions; setting exception criteria; and generally related to Planning and Zoning height measurement.

**Sponsors:** Mayor Buckley

**Speakers:**

**Mike Tomasini, 212 Eastern Avenue, Annapolis, Maryland 21403.**

**Vincent Leggett, 3436 Cohasset Avenue, Annapolis, Maryland 21403.**

**Rachel Robinson, 18 Pinkney Street, Annapolis, Maryland 21401.**

**Melanie Harting-Davis, 79 West Street, Annapolis, Maryland 21401.**

**Joel Dunn, 716 Giddings Avenue, suite 42, Annapolis, Maryland 21401.**

**Brennan Greeley, 330 Dewey Drive, Annapolis, Maryland 21401.**

**Matt Fleming, 44 Calvert Street, Annapolis, Maryland 21403.**

Mayor Buckley declared the public hearing on O-15-23 closed.

## LEGISLATIVE ACTION

### A. First Readers

[R-35-23](#)

**FY 2024 Fines Schedule Correction** - For the purpose of correcting Fiscal Year 2024 fines under Title 17 of the City code.

**Alderman Arnett moved to adopt R-35-23 on first reader. Seconded. CARRIED on voice vote.**

[R-39-23](#)

**2023 City of Annapolis Hazard Mitigation Plan** - For the purpose of adopting the 2023 City of Annapolis Hazard Mitigation Plan, as required by the Federal Emergency Management Agency, to maintain eligibility for disaster funding for large-scale emergencies and disasters, as well as mitigation grant funding.

**Sponsors:** Alderwoman Pindell Charles

**Alderwoman Pindell Charles moved to adopt R-39-23 on first reader. Seconded. CARRIED on voice vote.**

**Alderman Arnett moved to suspend the rules to allow for the passage of resolution R-39-23 at the meeting of its introduction. Seconded. CARRIED on voice vote.**

**Alderwoman Pindell Charles moved to adopt R-35-23 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:**

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

[R-40-23](#)

**Director of Planning and Zoning - Christopher Jakubiak** - For the purpose of expressly confirming the appointment of Christopher Jakubiak as the Director of Planning and Zoning for the City of Annapolis; and consenting to compensate the Director.

**Sponsors:** Mayor Buckley

**Alderman Arnett moved to adopt R-40-23 on first reader. Seconded. CARRIED on voice vote.**

## B. Second Readers

### ORDINANCES

[O-15-23](#)

**Building Height and Elevation Limit - Exception for FEMA Flood Zones in Annapolis** - For the purpose of exempting building construction in Federal Emergency Management Agency's AE flood zones including the Annapolis' City Dock area from certain elevation restrictions; setting exception criteria; and generally related to Planning and Zoning height measurement.

**Sponsors:** Mayor Buckley

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

Co-Chair of the Annapolis City Dock Action Committee Fogarty and Chief of Comprehensive Planning Leshinsky were present and answered questions from the council.

Alderwoman Tierney moved to amend O-15-23 as follows:

**Amendment #1:**

On page 2, in lines 15-17, strike “the FEMA Zone AE flood hazard map covering Annapolis City Dock. (see FEMA Policy #204-078-1 and FEMA’s National Flood Hazard Layer NFHL Viewer at <https://www.fema.gov/flood-maps/national-flood-hazard-layer>)” and insert “the FEMA Flood Insurance Rate Map (FIRM) which encompasses the site limits of the City Dock Resilience and Revitalization Project as defined in the City Dock Action Committee Final Report.”

On page 2, in lines 18-19, strike " at the front setback line not to exceed the flood protection elevation" and before "plus one foot" insert "; otherwise known as the new base flood elevation, at the front setback. The resulting new elevation will be Base Flood Elevation, as defined in Title 17 § 11.129”

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**21.56.170 Height measurement.**

The height of buildings shall be determined in the following manner:

**A. All measurements shall be taken from the center of the building at the front setback line;**

**provided, however, that if the building is greater than forty-four feet wide, the massing shall conform to Section 21.56.210. In buildings greater than forty-four feet in width, the building height measurement shall be taken at the highest point of each building element at the front setback line.**

**B. Antennas and mechanical equipment up to thirty inches high shall not be counted in computing height, and penthouses, other structures and mechanical equipment thirty inches in height shall be used in computing height; chimneys are excluded.**

**C. For the purpose of achieving a permanent height limit, the height of a building shall not be allowed to increase because of an increase in the elevation of the front setback line occurring after the effective date of this Zoning Code:**

**1. Exception. Buildings that must comply with the Federal Emergency Management Agency (FEMA) Floodplain Management elevation requirement for AE flood zones are exempted from subsection C above. The area included is found in the FEMA Zone AE flood hazard map covering Annapolis City Dock. (see FEMA**

**Policy #204-078-1 and FEMA’s National Flood Hazard Layer NFHL Viewer at <https://www.fema.gov/flood-maps/national-flood-hazard-layer>) the FEMA Flood Insurance Rate Map (FIRM) which encompasses the site limits of the City Dock Resilience and Revitalization Project as defined in the City Dock Action Committee.**

**Final Report.**

2. Exception Criteria. Exempted structures will be measured from the new grade at the front setback line not to exceed the flood protection, otherwise known as the new base flood elevation, at the front setback. The resulting new elevation will be Base Flood Elevation, as defined in Title 17 § 11.128, plus one foot. Seconded. CARRIED on voice vote.

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

Alderman Arnett moved to adopt O-15-23 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

## RESOLUTION(S)

### [R-37-23](#)

#### **March on Washington 60th Anniversary Commemoration Waiver -**

For the purpose of waiving City Code restrictions on Major Events at City Dock two weeks in a row and authorizing the March on Washington 60th Anniversary Commemoration march and rally on August 26, 2023.

Alderwoman O'Neill moved to adopt R-37-23 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

**Alderwoman Pindell Charles - Cosponsor Added.**

**Alderman Gay - Cosponsor Added.**

### [R-35-23](#)

**FY 2024 Fines Schedule Correction -** For the purpose of correcting Fiscal Year 2024 fines under Title 17 of the City code.

Alderman Savidge moved to suspend the rules to allow for the passage of resolution R-35-23 at the meeting of its introduction. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt R-35-23 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

**Aye:** 8 - Mayor Buckley, Alderwoman Tierney, Alderwoman O'Neill, Alderwoman Pindell Charles, Alderman Schandelmeier, Alderman Gay, Alderman Savidge and Alderman Arnett

**Absent:** 1 - Alderwoman Finlayson

## Adjournment



Upon motion duly made, seconded and adopted, the Regular Meeting was adjourned at 8:49 pm.

Regina C. Watkins-Eldridge, MMC  
City Clerk