



City of Annapolis

160 Duke Of Gloucester
Street
Annapolis, MD 21401

Special Minutes - Final City Council

Monday, March 19, 2018

7:00 PM

Mayor John T. Chambers, Jr.
City Council Chambers

Call to Order

Mayor Buckley called the meeting to order at 7:02 p.m.

Invocation

Given by Mayor Buckley.

Pledge of Allegiance

Led by Mayor Buckley.

Roll Call

Tonight's roll call began with Alderman Savidge.

Present: 8 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Henson

Approval of Agenda

Alderman Arnett moved to approve the agenda. Seconded. **CARRIED** on voice vote.

Petitions, Reports and Communications

A. Reports by Committee

Standing Committee Dates:

3/21/18 Finance Committee

When:10:30 AM - 12:00 PM

3/21/18 Environmental Matters Committee

When:3:00 PM - 4:30 PM

4/2/18 Public Safety Committee

When:6:00 PM - 7:30 PM

4/4/18 Finance Committee

When:10:30 AM - 12:00 PM

B. Comments by the General Public

Michohn Montague, 231 Gross Avenue, Annapolis, Maryland 21401 representing The Annapolis Drum and Bugle Corp spoke on the need to have a safe place to practice between the hours of 6:00 p.m. to 8:00 p.m.

Mayor Buckley declared comments from the general public closed.

C. Update from the Mayor

Comments from Mayor Buckley:

Unveiling of Plaque of Former and Current African American Members of the Annapolis City Council.

Thank you to Janice Hayes-Williams - Re: Unveiling of Plaque of Former and Current African American Members of the Annapolis City Council.

The 2019 unveiling of the plaque of women who served on the Annapolis City Council.

Monday, March 26, 2018 - Maryland Day

Celebrating Easter and Passover

Thank you to former City Manager Thomas Andrews

Mayor Gavin Buckley's Remarks March 19, 2018

Consent Calendar

Approval of the Consent Calendar

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

Aye: 8 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Henson

First Readers

O-14-18

Development Review Process Amendments - For the purpose of clarifying the notice requirements for community meetings; clarifying the project applicability requirements for required community meetings; designating the Office of the Mayor as the point of contact for obtaining a list of associations whose membership could be affected by a proposed development; making minor editorial corrections; and matters generally relating to the review process for all significant and substantial projects.

Sponsors: Arnett

Aye: 8 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Henson

O-14-18 was referred to the Planning Commission.

O-14-18 was referred to the Rules & City Government Committee.

O-15-18

Lease of City Property - Truxtun Park Wet Slip - For the purpose of authorizing a lease between the City of Annapolis and Mission BBQ Management, LLC for use of a City-owned wet slip at Truxtun Park, Annapolis, Maryland for docking vessel(s) and carrying on a business of barbeque restaurant services.

Sponsors: Buckley

Aye: 8 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Henson

O-15-18 was referred to the Finance Committee.

O-15-18 was referred to the Economic Matters Committee.

O-15-18 was referred to the Environmental Matters Committee.

O-15-18 was referred to the Maritime Advisory Board.

End of Consent Calendar

Public Hearings Cont.

[O-8-18](#)

Adequate Public Facilities - Adequate School Facilities - Standards - For the purpose of amending the test for additional school capacity by requiring schools with enrollment greater than ninety five percent of the State-Rated Capacity to be listed as closed on the annual school utilization chart; and matters generally relating to adequate school facilities.

Sponsors: Arnett, Savidge and Rodriguez

Spoke on:

Laura Booth, 81 Windwhisper Lane, Annapolis, Maryland 21403.

Catherine Nash White, 87 Windwhisper Lane, Annapolis, Maryland 21403.

Cara McCaris, 3 Carriage Run Court, Annapolis, Maryland 21401.

Alice Kane, 426 Ferry Point Road, Annapolis, Maryland 21401.

Lauren Gibbs, 3284 Arundel on the Bay Road, Annapolis, Maryland 21403 representing Gerald Winegrad and the Concerned Citizens for Proper Land Use.

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

Mayor Buckley declared the public hearing O-8-18 left open until Monday, April 9, 2018.

Public Hearings

[O-13-18](#)

City Emblems - Prohibited Uses - For the purpose of regulating the use of the City seal, City flag, and City logo.

Sponsors: Savidge

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

Mayor Buckley declared the public hearing O-13-18 closed.

Legislative Action

First Readers

[R-11-18](#)

Amended 2018 City of Annapolis Natural Hazard Mitigation Plan - For

the purpose of adopting as amended the 2018 City of Annapolis Natural 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: Buckley, Arnett, Finlayson, Henson, Paone, Pindell Charles, Rodriguez, Tierney and Savidge

Director of the Office of Emergency Management Simmons and Deputy Director Mandel were present and answered questions from council.

Alderman Arnett moved to adopt R-11-18 on first reader. Seconded. CARRIED on voice vote.

Alderman Arnett moved to suspend the rules to allow passage of the resolution at the meeting of its introduction. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt R-11-18 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Out of Room: 1 - Alderwoman Finlayson

Absent: 1 - Alderwoman Henson

[R-12-18](#)

City Council and Standing Committee Meetings - Electronic Participation - For the purpose of authorizing Alderwoman Finlayson to participate in City Council and Standing Committee meetings via electronic communications equipment for a limited period of time.

Sponsors: Arnett and Savidge

Alderman Arnett moved to adopt R-12-18 on first reader. Seconded. CARRIED on voice vote.

Alderman Arnett moved to suspend the rules to allow passage of the resolution at the meeting of its introduction. Seconded. CARRIED on voice vote.

Alderman Arnett moved to adopt R-12-18 on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 7 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Out of Room: 1 - Alderwoman Finlayson

Absent: 1 - Alderwoman Henson

Second Readers

[O-3-18](#)

Abandoned Vehicles - For the purpose of permitting an authorized agent of the City of Annapolis to exercise limited enforcement authority in the impoundment of abandoned vehicles; establishing a fine for leaving wrecked or nonoperating vehicles on public property; and matters generally relating to the abandonment of vehicles.

Sponsors: Tierney

Alderman Arnett moved to adopt O-3-18 on second reader. Seconded.

Alderwoman Pindell Charles moved to amend O-3-18 as follows:

Public Safety Committee Proposed Amendments

Amendment No. 1

Page 2, line 16 after “tractor” insert “machinery”

Amendment No. 2

Page 2, line 21 after “successor” insert “on any public property, street or highway”;
strike line 21 after “highway” through line 23.

Amendment No. 3

Page 2, line 26 after “impoundment” insert “and recovery”; line 27 after “and” insert
“may”

Amendment No. 4

Page 1, line 5, after “property” insert “streets and highways”; line 26 after “property”
insert “streets and highways”

Amendment No. 5

Page 2, line 33 insert “B. In addition to paragraph C of this section, a partly dismantled,
nonoperating, wrecked or junked vehicle left on any public property, street or highway,
may be impounded by the Police Department or an authorized agent. The costs related to
impoundment and recovery shall be borne by the owner of the vehicle and may constitute a
lien against the vehicle.

Amendment No. 6

Page 2, line 17, insert “E. “Inoperable” means any circumstance which causes the vehicle
reasonably to appear to not operate.”

Amendment No. 7

Page 2, line 31, after “leave” insert “unattended”

Amendment No. 8

Page 1, lines 4, 25, page 2, lines 29, 31 strike “nonoperating” and substitute with
“inoperable”. Seconded. CARRIED on voice vote.

Alderwoman Tierney moved to amend O-3-18 as follows:

Tierney Proposed Amendment

Amendment No. 1:

Page 2, line 28, insert:

C. Except as provided in Subsection D of this section, a vehicle that is impounded pursuant to this section may not be released until the Police Department or the authorized agent has verified that the vehicle is not stolen and, except as provided in Subsection D of this section, all outstanding municipal parking fines and applicable impoundment and storage charges have been paid. Any person whose vehicle has been impounded pursuant to this section shall be provided with written notice of the provisions of Subsection D of this section. D. Appeal - Hearing. 1. Any owner who desires to contest the validity of the impoundment of a vehicle, or the amount of any fines, impoundment or storage charges may request a hearing to be held before the Chief of Police. A hearing shall be held by the Chief not later than forty-eight hours following receipt of the written request. The decision of the Chief

shall be considered the final administrative remedy. 2. No fine, impoundment or storage charges imposed with respect to a vehicle impounded pursuant to this section may be returned or in any way refunded to the owner of the vehicle, except in accordance with the appeal procedures set forth in this subsection. Seconded. CARRIED on voice vote.

Alderman Rodriguez moved to amend O-3-18 as follows:
Rodriquez Proposed Amendments

Amendment No. 1:
Page 2, line 40, after "effect" insert "45 days" . Seconded. CARRIED on voice vote.

Alderwoman Tierney moved to adopt O-3-18 as amended on second reader. Seconded. CARRIED on voice vote.

Alderman Savidge moved to adopt O-3-18 on third reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:

Aye: 8 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderman Savidge and Alderman Arnett

Absent: 1 - Alderwoman Henson

[O-12-18](#)

Boards, Commissions, Committees and Authorities - Attendance at Meetings - For the purpose of permitting members of certain Boards, Commissions, Committees and Authorities to attend meetings via telephone conference; limiting the attendance of members via telephone conference to non-quasi-judicial government units; permitting attendance by a member via telephone conference to count toward the meeting quorum; and matters generally relating to permitting certain meeting attendance via telephone conference.

Sponsors: Buckley

Alderman Rodriguez moved to adopt on second reader. The motion failed due to lack of a second.

Adjournment

Upon motion duly made, seconded and adopted, the meeting was adjourned at 8:05 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk