



# City of Annapolis

160 Duke Of Gloucester  
Street  
Annapolis, MD 21401

## Special Minutes - Final City Council

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Monday, January 28, 2019

7:00 PM

Mayor John T. Chambers, Jr.  
City Council Chambers

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### Call to Order

Mayor Buckley called the meeting to order at 7:00 p.m.

### Invocation

Given by Alderman Rodriguez.

### Pledge of Allegiance

Led by Mayor Buckley.

### Closed Session Statement:

Pursuant to the requirement of the Annotated Code of Maryland, General Provisions Article§ 3-305 (b) (10) (i) (ii) this statement is included in these minutes:

A closed session of the City Council was held on Thursday, January 17, 2019 at 3:09 p.m. in the Mayor John T. Chamber, Jr., City Council Chamber, 160 Duke of Gloucester Street, 2nd Floor, Annapolis, Maryland 21401

#### Members who voted to meet in the Close Session:

Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles Alderwoman Finlayson, Alderwoman Henson, Alderman Savidge and Alderman Arnett

#### Persons attending the Closed Session:

Chief of Staff Smith, City Manager Sutherland, City Attorney Melnick, City Clerk Watkins-Eldridge, Fire Chief Stokes, Police Chief Baker, Deputy Chiefs Simmons and Remaley. Anne Arundel County Police Department, Deputy Chief of Administration Krampf.

The members present took a roll call vote, and the session closed. The authority under which the session was closed was the Annotated Code of Maryland, General Provisions Article§ 3-305 (b) (10)(i)(ii), the purpose of the meeting was to discuss Active Assailant 888 Special Consideration.

No votes were taken in the closed session.

Upon motion duly made, seconded and adopted, the closed session adjourned at 4:18 p.m.

### Roll Call

Tonight's roll call began with Alderman Savidge.

**Present:** 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Approval of Agenda

Alderman Arnett moved to approve the agenda as amended to add R-3-19 the Housing Authority of the City of Annapolis - Federal Government Employee Assistance on first reader. Seconded. CARRIED on voice vote.

Approval of Agenda

Alderman Paone moved to amend the agenda to postpone the Audit Committee Quarterly Report until the Monday, February 11, 2019 city Council Meeting Seconded. CARRIED on voice vote.

**Petitions, Reports and Communications**

**A. Audit Committee Quarterly Report**

Alderman Paone moved to postpone until the Februaury 11, 2019 City Council Meeting. Seconded. CARRIED on voice vote.

**B. Reports by Committee**

**Standing committee Dates:**  
2/4/19 Public Safety Committee  
When:6:00 PM - 7:30 PM  
2/6/19 Finance Committee  
When:10:30 AM - 12:30 PM

**C. Comments by the General Public**

Speakers:  
C. Christopher Ledoux, 215 Severn Avenue, Annapolis, Maryland 21403 spoke on O-4-19.  
Conrad Buchheister, 5 Wagner Street, Annapolis, Maryland 21401 spoke on demolition by neglect legislation, and requested that it be reconsidered.  
Robert Eades, 32 Pleasant Street, Annapolis, Maryland 21401 spoke on the demolition by neglect legislation.

Mayor Buckley declared comments by the general public closed.

**D. Update from the Mayor**

MAYORS REPORT JAN 28 2019

First, look around you. I want to note for everyone tonight that this room is filled with new technology. In our effort to raise the technology level of the City we have added new mics and speakers. The result of the new tech is we will have greater transparency. We should be able to hear better, but they are adjusting them remotely as

we speak.

Last week I attended 2 days of the Conference of Mayors Winter Legislative Conference in Washington DC. At that point, parts of the federal government were shut down and what the Mayors said to each other was this could not happen in cities-Mayors could never be as irresponsible as our federal counterparts.

The Conference offered many sessions on issues important to cities and of national significance. I took advantage of as many as I could in the time I was there. I was particularly struck by the gun control discussion led by the Mayor of Pittsburg who is dealing with a terrible crime based on hate. I think we all are having a hard time understanding the new hate crimes in our communities and seek answers for how we can stop them. Other cities are looking at ordinances to have assault weapon bans that will test the federal and state laws.

I was also able to talk to Michael Bloomberg last week both at the Conference and in Annapolis. He was in Annapolis to speak at the Naval Academy. His foundation supports every town for Gun Safety headed by John Feinblatt. John was traveling with Bloomberg while in Annapolis so I was able to talk to him about what we are trying to do in Annapolis.

Last week we convened a Section 3 Task Force. Alderwomen Henson and Finlayson, HACA staff and other stakeholders were a part of the task force. Section 3 is a HUD program designed to foster local economic development, job opportunities and self-sufficiency by requiring that when new jobs or contracts are created by use of certain HUD funds, priority consideration is given to low and very low income persons, residing in the community, and to businesses that provide economic opportunities for these people.

We are working to ensure that we are creating opportunities for Annapolis residents by providing training and support services to prepare them for employment and certification during the redevelopment process that will begin sometime in late 2019 at Newtowne 20.

City Manager Sutherland and I had a meeting with County Executive Pittman and Chief Administrative Officer Birge to discuss joint efforts between the City and County on Resilience, Economic Development, Recreation and Bike Trails, and Planning and development. We approached the discussion with the belief that there could be cost savings and other benefits to the City to discuss issues or policies currently being developed separately by one entity or the other.

I want to give a “shout out” to Carl Snowden for a very successful MLK dinner. It was the 31st and his last. Also, my congratulations to Eugene Peterson for the MLK breakfast. Both events reminded us all of the wisdom of Martin Luther Kings words and guidance. His words remain important to us today.

Finally, the Mayor’s office in collaboration with Alderwoman Henson and Beverly Wilborne, HACA Executive Director, held the second Naptown Anti-Dope Move (meant) Community Engagement Session last Saturday at the Robinwood Community

Center. There about 130 attendees-25 attendees were served by Maryland Legal Aide Expungement Clinic, 33 attendees signed City of Annapolis Opioid Free Pledge signatures.

It was a great event with plenty of local resource providers, Chief Simmons of OEM and Captain Edwards of the Annapolis Fire EMS gave presentations about local statistics and local services the City provides. The next event will be February 16, at the Eastport Community Center from 2-5PM.

**Mayor Buckley presented his biweekly Update.**

**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, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

**Appointments**

[AP-52-18](#)

**The Appointment of Elizabeth Clare Conger to the Alcoholic Beverage Control Board**

**Aye:** 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

[AP-53-18](#)

**The Re-Appointment of Jeffrey R. Macris to the Annapolis Education Commission**

**Aye:** 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

**First Readers**

[O-2-19](#)

**Freestanding Signs - For the purpose of permitting free-standing signs and business community identification signs in certain zoning districts; removing the minimum lot width requirement for freestanding signs in certain zoning districts; amending the regulations for wall-mounted signs; and matters generally relating to updating and amending the sign code.**

**Sponsors:** Rodriguez

**Aye:** 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Mayor Buckley referred to the Planning Commission.

Mayor Buckley referred to the Rules & City Government Committee.

[O-3-19](#)

**Sidewalk Snow and Ice Removal - Fine - For the purpose of making technical corrections to the Code of the City of Annapolis concerning the fine for a failure to remove snow and ice from a sidewalk.**

**Sponsors:** Tierney

**Aye:** 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

Mayor Buckley referred to the Environmental Matters Committee.

Mayor Buckley referred to the Transportation Committee.

[R-2-19](#)

**2019 St. Patrick's Day Parade - Waiver of Fees - For the purpose of identifying the St. Patrick's Day Parade Special Event that will be held on March 10, 2019; and waiving certain related City fees for that event.**

**Sponsors:** Paone

**Aye:** 9 - Mayor Buckley, Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

## Business and Miscellaneous

[SA-39-19](#)

**Planning and Zoning Revenue: CDBG Entitlement - \$181,290 Program Income - \$32,596 Expenses: CDBG Entitlement - \$181,290 Program Income - \$32,596**

**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 Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

[SA-40-19](#)

**Planning and Zoning Community Legacy Fund FY18 Re-appropriation \$223,805**

**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 Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

## End of Consent Calendar

## Public Hearings

[R-45-18](#)**2018 Forest Drive/Eastport Sector Study - For the purpose of adopting the Forest Drive/Eastport Sector Study as an addendum to the 2009 Annapolis Comprehensive Plan.**

Sponsors: Buckley

Spoke on:

Greg Walker, 612 Third Street, Annapolis, Maryland 21401.

Steve Rogers, 515 Third Street, Unit 4-B Annapolis, Maryland 21403.

Lisa Rodvier 219 Farragut Road, Annapolis, Maryland 21401.

Natalie Benincasa-Powell, 312 Severn Avenue, Annapolis, Maryland 21403

Jarred Littman, 5 Cambridge Court, Annapolis, Maryland representing SOFO.

Jim Wilden, 403 Chesapeake Avenue, Annapolis, Maryland 21403

representing Jacky Wells, 208 Severn Avenue, Annapolis, Maryland 21403.

Robert Waldman, 113 Ridgley Avenue, Annapolis, Maryland 21401 representing the Planning Commission.

Alex Pline, 305 Monterey Avenue, Annapolis, Maryland 21401 representing the Planning Commission Planning Commission.

William Harold, 18 Spindrift Way, Annapolis, Maryland 21403 representing the Planning Commission.

Anastasia Hopkinson, 1036 Chesapeake Avenue, Annapolis, Maryland 21403 representing the Annapolis Neck Peninsula Federation "ANPF".

Heidi Hallock, 512 Fourth Street, Annapolis, Maryland 21403.

Valerie Casasetio, 980 Awald Road, Annapolis, Maryland 21403.

Chuck Farrar, 111 Hillsmere Drive, Annapolis, Maryland 21403 representing Bay Ridge Wine and Spirits.

Spoke in opposition to:

Debra Dillon, 320 State Street, Annapolis, Maryland 21403 representing the Eastport Civic Association.

Bill Reinhardt, 717 Bay Ridge Avenue, Annapolis, Maryland 21403.

Jim Wildey, 403 Chesapeake Avenue, Annapolis, Maryland 21403.

Frieda Wildey, 403 Chesapeake Avenue, Annapolis, Maryland 21403.

**Mayor Buckley accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated **December 19, 2018**, and Memoranda from Planning and Zoning Director Gutwald to the Planning Commission dated **October 15, 2018**.**

**Mayor Buckley declared the public hearing left open until the Monday, February 25, 2019 City Council Meeting.**

**Mayor Buckley referred to the Environmental Matters Committee.**

**Mayor Buckley referred to the Transportation Committee.**

Mayor Buckley referred to the Public Safety Committee.

Mayor Buckley referred to the Housing and Human Welfare Committee.

Mayor Buckley referred to the Rules & City Government Committee.

## **Legislative Action**

### **Second Readers**

[O-45-18](#)

**Fair Housing - Unlawful housing practices - For the purpose of including a Section 8 Housing Choice Voucher holder as one of the protected categories under the City of Annapolis Fair Housing laws; and providing a definition of ‘source of income’”.**

**Sponsors:** Henson, Buckley, Savidge, Rodriguez, Pindell Charles, Tierney, Finlayson and Paone

**Alderman Arnett moved to adopt on second reader. Seconded.**

AMENDMENT #1

Page 1, lines 4 and 23 after “laws” insert “; and providing a definition of ‘source of income’”;

Page 1, line 27, insert 11.32.020; Page 1, line 37 insert:

“Section 11.32.020 - Definitions.

For the purposes of this chapter the following words and phrases have the meanings respectively ascribed to them by this section:

A. "Discrimination" means any difference in treatment solely because of race, color, religion, disability, familial status, sexual orientation, gender identity, marital status, sex, ~~lawful~~ source of income or national origin in the sale, lease, rental or financing of a housing unit.

B. "Housing unit" means a single room or suite of rooms, or an apartment, or a residential building lot or dwelling house, occupied or intended for occupancy as separate living quarters by an individual, a family, or a group of individuals living together within a multiple housing accommodation.

C. "Lending institution" means any bank, insurance company, savings and loan association or any person or organization regularly engaged in the business of lending money orguaranteeing loans.

D. “Source of income” means any lawful verifiable source of money paid directly or indirectly to a renter or buyer of housing including:

1. Income received through any lawful profession or occupation;

2. The condition of being a recipient of federal, state, or local government assistance including, but not limited to, Section 8 housing choice vouchers, medical

assistance subsidies, rental assistance, or rent supplements;

3. Any gift, inheritance, pension, annuity, alimony, child support, trust or investment accounts, or other consideration or benefit; and

4. Any sale or pledge of property or interest in property.

AMENDMENT #2

Page 2, lines 5, 12 and 19 after “sex” strike “lawful” insert “source of”; page 2, lines 5, 13 and 20 after “origin,” strike “or because the person is the holder of a Housing Choice Voucher under Section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437(f), or its successors.”

**Alderman Henson moved to amend as follows: Amendments #1 and #2. Seconded. CARRIED on voice vote.**

1. In Section 11.32.020-Definitions at Part D 2. Please Strike the words “the condition of being a recipient”

**Alderman Henson moved to amend as follows: Amendment #1. Seconded. CARRIED on voice vote.**

2. In Section 11.32.020-Definitions at Part D 3. Please add a period after the word “accounts” and the following language after the period.

**Alderman Henson moved to amend as follows: Amendment #2. Seconded. CARRIED on voice vote.**

A gift may ONLY be considered income where it is Verifiable and is applied on the recipients’ behalf to a one time only EXPENSE including a security deposit, pet fee, a purchase price downpayment or to an escrow account.

**Alderman Henson moved to amend as follows: Amendment # 3. Seconded. CARRIED on voice vote.**

Then strike the words “other consideration or benefits”

**Alderman Henson moved to amend as follows: Amendment #4. Seconded. DEFEATED on voice vote.**

4. In Section 11.32.020-Definitions at Part D 4. After the words “pledge of property” add the words WHERE THE SALE OR PLEDGE OF PROPERTY WILL RESULT IN PROCEEDS INURING TO THE RECIPIENT’S BENEFIT WITH IN 60 DAYS OF THE APPLICATION TO RENT OR PURCHASE A PROPERTY.

**Alderman Henson moved to amend as follows: Amendment #5. Seconded. CARRIED on voice vote.**



**Request to Co-Sponsor: Alderwoman Finlayson and Alderman Paone**

**Alderwoman Henson moved to adopt O-45-18 as amended on second reader. Seconded. CARRIED on voice vote.**

**Alderwoman Henson moved to adopt O-45-18 on third 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 Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

**O-40-18**

**Vacant Nonresidential Buildings - Registration - For the purpose of requiring vacant or partially vacant nonresidential buildings to be registered with the Department of Planning and Zoning; requiring posting of vacant property signage on all such buildings; establishing a registry of vacant or partially vacant nonresidential buildings; and matters generally relating to registering vacant nonresidential buildings.**

**Sponsors:** Tierney

**Alderman Arnett moved to adopt on second reader. Seconded.**

AMENDMENT NO. 1:

Page 5, line 27 after “industrial” insert “ground floor area of a”; page 5, line 33 after “commercial” insert “ground floor”; page 6, line 40 after “building’s” insert “ground floor”

AMENDMENT NO. 2:

Page 5, line 17, after “section,” strike “the” insert “only buildings and structures in the Historic District are subject to vacant buildings registration requirements. The”

**Alderwoman Tierney moved to amend as follows: Tierney Proposed Amendments 1 and 2. Seconded. CARRIED on voice vote.**

AMENDMENT NO. 1:

Page 7, line 1 insert:

J. The City may cause to be affixed to the ground floor exterior of a building subject to the registration requirement of this Section, an 8.5” x 11” sign setting forth the name of the owner of the property and any other pertinent information that the City may require to protect the health, safety, and general welfare of the public.”

**Alderman Savidge moved to amend as follows: Finlayson, Rodriguez, Savidge and Tierney Proposed Amendment #1 - J. Seconded. CARRIED on voice vote.**

**Alderwoman Finlayson moved to amend as follows: Finlayson, Rodriguez, Savidge and Tierney Proposed Amendment**

**#1 -I. Seconded. A roll call vote was taken. The motion DEFEATED by the following vote:**

**Aye:** 2 - Mayor Buckley and Alderwoman Finlayson

**Nay:** 6 - Alderwoman Tierney, Alderman Paone, Alderwoman Pindell Charles, Alderman Rodriguez, Alderwoman Henson and Alderman Savidge

**Abstain:** 1 - Alderman Arnett

AMENDMENT #1

Page 5 lines 26, 32, and 44 strike “of” insert “after”

**Alderman Rodriguez moved to amend as follows: Economic Matters Committee Proposed Amendment #1. Seconded. CARRIED on voice vote.**

**Alderman Savidge moved to adopt O-40-18 as amended on second reader. Seconded. CARRIED on voice vote.**

**Alderman Savidge moved to adopt O-40-18 on third 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 Rodriguez, Alderwoman Henson, Alderman Savidge and Alderman Arnett

[R-42-18](#)

**Registration of Nonresidential Vacant Buildings - Fees - For the purpose of establishing a fee structure for registering a vacant or partially vacant nonresidential building with the Department of Planning and Zoning.**

**Sponsors:** Tierney

Planning and Zoning Director Gutwald was present and answered questions from council.

**Alderman Savidge moved to adopt on second reader. Seconded.**

Amendment No. 1:

In “Amount of Fee” column, “90 days to 2 years” row, strike “250.00” and insert “300.00”

**Alderman Arnett moved to amend as follows: Tierney Amendment. Seconded. CARRIED on voice vote.**

Planning and Zoning Director Gutwald was present and answered questions from council.

**Alderman Savidge moved to adopt R-42-18 as amended on second reader. Seconded. A roll call vote was taken. The motion CARRIED by the following vote:**

**Aye:** 7 - Mayor Buckley, Alderwoman Tierney, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Rodriguez, Alderwoman Henson and Alderman Savidge

**Nay:** 2 - Alderman Paone and Alderman Arnett

Consent Calendar - REMOVED

[O-4-19](#)      **Special Residential Parking Districts - Temporary Permits - For the purpose of clarifying the eligibility requirements for temporary parking permits; and specifying the restrictions on temporary parking permits.**

*Sponsors:* Tierney

Alderman Tierney requested O-4-18 be removed from the Consent Calendar and tonight's agenda.

Approval of the Agenda - ADDED

**Legislative Action**

**First Reader**

[R-3-19](#)      **The Housing Authority of the City of Annapolis - Federal Government Employee Assistance - For the purpose of deferring the time for payment of water and sewer service bills due between January 1, 2019 and March 31, 2019, for the Housing Authority of the City of Annapolis and federal government employees.**

*Sponsors:* Buckley

Alderman Finlayson moved to adopt R-3-19 on first reader. Seconded. CARRIED on voice vote.

Alderman Finlayson moved to suspend the rules to allow passage of resolution R-3-19 at the meeting of its introduction. Seconded. CARRIED on voice vote.

Alderman Finlayson moved to adopt R-3-19 as amended on second 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 Rodriguez, Alderman Henson, Alderman Savidge and Alderman Arnett

**Request to be added as co-sponsor:**  
The entire Council.

Consent Calendar - REMOVED

[R-1-19](#)      **2018 St. Patrick's Day Parade - Waiver of Fees - For the purpose of identifying the St. Patrick's Day Parade Special Event that was held on March 11, 2018; and waiving certain related City fees for that event.**

*Sponsors:* Paone

Alderman Paone moved to adopt R-1-19 on first reader. Seconded. CARRIED on voice vote.

Alderman Paone moved to suspend the rules to allow passage of resolution R-1-19 at the

meeting of its introduction. Seconded. CARRIED on voice vote.

**Alderman Paone moved to adopt R-1-19 on second 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, Alderwoman Henson and Alderman Savidge

**Nay:** 1 - Alderman Arnett

### **For the Good of the Order**

[ID-362-18](#)

#### **GIFT CARD PICK UP FOR FURLOUGHED FAMILIES IN ANNAPOLIS**

All,

Thank you to the Annapolis community for your generosity. On last Saturday, we collected almost \$4k in gift cards and cash and half a room of nonperishable items.

This message is to share the details about how we'll distribute the gift cards. We will be distributing gift cards on this Saturday, February 2nd between the hours of 1 and 3 p.m. at the Annapolis Police Department, 199 Taylor Avenue. We are required to keep records so please bring an employee ID, your furlough letter or your zero paycheck stub. Our records are confidential and are kept for legal reasons only. You may be assigned a number instead of using your name if you'd prefer. While the government is open, our families are still in need. Please share this information.

Thanks, Alderwoman Sheila M. Finlayson, Ward 4, City of Annapolis

**Alderwoman Finlayson gave a brief presentation.**

### Adjournment

**Upon motion duly made, seconded and adopted, the meeting was adjourned at 10:36 p.m.**

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