



**BALTIMORE CITY COUNCIL
PUBLIC SAFETY AND GOVERNMENT OPERATIONS
COMMITTEE**

Mission Statement

On behalf of the Citizens of Baltimore City, the Public Safety and Government Operations Committee will be responsible for matters concerning public safety, including, but not limited to; emergency preparedness, police services, fire/EMS, and the executive, administrative, and operational functions of the city government and libraries.

**The Honorable Mark Conway
Chair**

PUBLIC HEARING

WEDNESDAY OCTOBER 23, 2024

1:02 PM

CLARENCE "DU" BURNS COUNCIL CHAMBERS

**Ordinance 24-0233R
Informational Hearing – Department of Transportation – Street
Paving Timelines**

CITY COUNCIL COMMITTEES

ECONOMIC AND COMMUNITY DEVELOPMENT (ECD)

Sharon Green Middleton, Chair
John Bullock – Vice Chair
Mark Conway
Ryan Dorsey
Antonio Glover
Odette Ramos
Robert Stokes
Staff: Anthony Leva (410-396-1091)

WAYS AND MEANS (W&M)

Eric Costello, Chair
Kristerfer Burnett
Ryan Dorsey
Danielle McCray
Sharon Green Middleton
Isaac “Yitzy” Schleifer
Robert Stokes
Staff: Niya Garrett (410-396-1268)

PUBLIC SAFETY AND GOVERNMENT OPERATIONS (SGO)

Mark Conway – Chair
Kristerfer Burnett
Zeke Cohen
Erick Costello
Antonio Glover
Phylicia Porter
Odette Ramos
Staff: Anthony Leva (410-396-1091)

FINANCE AND PERFORMANCE (FP)

John Bullock, Chair
Eric Costello, Vice Chair
Isaac “Yitzy” Schleifer
Danielle McCray
Phylicia Porter
Staff: Marguerite Currin (443-984-3485)

COMMITTEE OF THE WHOLE (COW)

President Nick Mosby, Chair
All City Council Members
Staff: Larry Greene (410-396-7215)

EDUCATION, WORKFORCE, AND YOUTH (EWY)

Robert Stokes – Chair
John Bullock
Zeke Cohen
Antonio Glover
Sharon Green Middleton
Phylicia Porter
James Torrence
Staff: Deontre Hayes (410-396-1260)

HEALTH, ENVIRONMENT, AND TECHNOLOGY (HET)

Danielle McCray – Chair
John Bullock
Mark Conway
Ryan Dorsey
Phylicia Porter
James Torrence
Isaac “Yitzy” Schleifer
Staff: Deontre Hayes (410-396-1260)

RULES AND LEGISLATIVE OVERSIGHT (OVERSIGHT)

Isaac “Yitzy” Schleifer, Chair
Kristerfer Burnett
Mark Conway
Eric Costello
Sharon Green Middleton
Odette Ramos
James Torrence
Staff: Richard Krummerich (410-396-1266)

LEGISLATIVE INVESTIGATIONS (LI)

Eric Costello, Chair
Sharon Green Middleton, Vice Chair
Isaac “Yitzy” Schleifer
Robert Stokes
Danielle McCray
Staff: Marguerite Currin (443-984-3485)



SYNOPSIS

Committee: Public Safety and Government Operations

Bill: 24-0233R

**Informational Hearing – Department of Transportation –
Street Paving Timelines**

Sponsor: Councilmember Conway

Introduced: October 7, 2024

Purpose: FOR the purpose of requiring the Director of the Department of Transportation and inviting utility partners to discuss the schedule for road resurfacing and the manner by which the repaving schedule is developed and communicated to affected communities.

Effective:

AGENCY REPORTS

City Solicitor	Approved for form and legal sufficiency
Dept of Transportation	No Objection
Parking Authority	No Objection

ANALYSIS

Bill Summary

This resolution requires the referred City agencies & invites the City’s utility partners to discuss the schedule for repaving roads in the city after there have been cuts and repairs made.

City Law

According to Article 26 of the City Code (Surveys, Streets, & Highways), the Director of the Department of Transportation (DOT) is responsible for permitting and authorizing all paving and repaving to streets in the right of way in Baltimore City (article 26 subtitle 19). The Director of DOT is empowered to authorize permits for this work, as well as to set regulations for the manner in which it is to be done, and is authorized to stop any unpermitted work or work that does not meet those set regulations.

Article 26 Subtitle 15 (Street Cuts) creates a process for street cuts in the right of way in Baltimore City which can apply to any excavation in a public right of way. It is in addition to any other law, rule, regulation, or standard that applies to excavations, construction, maintenance, repair, or other work in the right of way.

In the process for an application to perform a street cut – 26 15-13 (d) specifies that permits will have a start date and a completion date when all work, inspections, and approvals are expected to be completed. The subtitle also allows for a fee schedule to be created based on several factors i.e. size, portion of the public right of way affected, damage, etc....

Permittees are required to diligently pursue work to completion. The Director of the DOT may impose fines for violations of the subtitle, any applicable rules or regulations, violations of the conditions of a permit, or if a stop work order is issued.

ADDITIONAL INFORMATION

Fiscal Note: None

Information Source(s): 24-0233R 1st reader, Agency Reports, City Code

Analysis by: Anthony Leva
Analysis Date: October 21, 2024

Direct Inquiries to: 410-396-1091

**CITY OF BALTIMORE
COUNCIL BILL 24-0233R
(Resolution)**

Introduced by: Councilmember Conway

Introduced and read first time: October 7, 2024

Assigned to: Public Safety and Government Operations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Transportation, Parking Authority of Baltimore City

A RESOLUTION ENTITLED

1 A COUNCIL RESOLUTION concerning

2 **Informational Hearing – Department of Transportation – Street Paving Timelines**

3 FOR the purpose of requiring the Director of the Department of Transportation and inviting utility
4 partners to discuss the schedule for road resurfacing and the manner by which the repaving
5 schedule is developed and communicated to affected communities.

6 **Recitals**

7 **WHEREAS**, Baltimore City residents have a reasonable expectation that City streets will be
8 navigable and safe for all forms of vehicular traffic.

9 **WHEREAS**, utility partners have increased street cuts throughout the City in order to maintain
10 utility infrastructure.

11 **WHEREAS**, street cuts and repairs precipitated by utility partners have caused residents to
12 inquire about the City’s policy for road restoration within neighborhoods.

13 **WHEREAS**, the Department of Transportation (“DOT”) has the responsibility of maintaining
14 and repaving roads in the right-of-way in order to keep City roads safe.

15 **WHEREAS**, DOT has limited resources and must therefore prioritize its resurfacing efforts
16 based on road conditions and anticipated work nearby.

17 **WHEREAS**, the City Council expects DOT to determine when and how to repave roads that
18 require resurfacing, either on a regular schedule or in case of an emergency.

19 **WHEREAS**, the City Council expects DOT to provide the City Council with updated
20 parameters and timelines for prioritization of repaving in light of increased street cuts resulting
21 from utilities work.

22 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE**, that the City
23 Council requires the Director of the Department of Transportation and invites utility partners to
24 discuss the schedule for road resurfacing and the manner by which the repaving schedule is
25 developed and communicated to affected communities.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 24-0233R

1 **AND BE IT FURTHER RESOLVED**, That a copy of this Resolution be sent to the Director of the
2 Department of Transportation, the leadership of all City utility partners, the Mayor, and the
3 Mayor’s legislative liaison to the City Council.

**PUBLIC SAFETY AND
GOVERNMENT OPERATIONS
COMMITTEE**

24-0233R

**Informational Hearing -
Department of Transportation -
Street Paving Timelines**

AGENCY REPORTS

CITY OF BALTIMORE

BRANDON M. SCOTT
Mayor



DEPARTMENT OF LAW
EBONY M. THOMPSON, CITY SOLICITOR
100 N. HOLLIDAY STREET
SUITE 101, CITY HALL
BALTIMORE, MD 21202

October 11, 2024

The Honorable President and Members
of the Baltimore City Council
Attn: Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

RE: Council Bill 24-0233R– Informational Hearing – Department of Transportation –
Street Paving Timelines

Dear President and Members:

The Law Department reviewed 24-0233R. The bill requires the Director of the Department of Transportation and invites utility partners to discuss the schedule for road resurfacing and the manner by which the repaving schedule is developed and communicated to affected communities.

In general, Section 9 of Article III of the City Charter, as well as Section 1-4 of Article 1 of the City Code, give the City Council authority to study or investigate the operation of City agencies and to make recommendations for the more effective operation of the agencies. The Charter requires department heads, municipal officers not embraced in a department, and members of commissions and boards to appear before the City Council if so requested to participate in the discussion of matters relating to their respective departments, offices, commissions, or boards. The Council cannot compel representatives from outside of City government to attend the hearing. However, individuals or representatives from non-City entities may appear voluntarily.

Council Bill 24-0233R is an appropriate resolution to initiate this process and request the specified officials to attend to provide information on the schedule for road resurfacing and communication to affected communities.

The Law Department approves Council Bill 24-0233R for form and legal sufficiency.

Very truly yours,

Desiree Luckey
Assistant Solicitor

cc: Ebony Thompson, City Solicitor
Nina Themelis, Mayor's Office of Government Relations
Elena DiPietro, Chief Solicitor, General Counsel Division
Hilary Ruley, Chief Solicitor
Ashlea Brown, Chief Solicitor
Michelle Toth, Assistant Solicitor



BRANDON M. SCOTT
MAYOR
*100 Holliday Street, Room 250
Baltimore, Maryland 21202*

TO	The Honorable President and Members of the Baltimore City Council
FROM	Corren Johnson, Director – Department of Transportation
DATE	October 18, 2024
SUBJECT	24-0233R Informational Hearing - Department of Transportation - Street Paving Timelines

Position: No Objection

Introduction

For the purpose of requiring the Director of the Department of Transportation and inviting utility partners to discuss the schedule for road resurfacing and the manner by which the repaving schedule is developed and communicated to affected communities.

DOT Analysis

Council Resolution 24-0233R calls for an informational hearing on the subject of roadway paving and resurfacing, as well as the repaving of roadways following work in the right-of-way. The Department and the City's various utility providers work together to ensure that roadways are properly repaired and kept in a state in good repair.

Conclusion

The Department has no objection to Council Resolution 23-0233R and will be in attendance to facilitate a discussion around this topic.

TRANSMITTAL MEMO

TO: Council President Nick J. Mosby
FROM: Peter Little, Executive Director
DATE: October 18, 2024
RE: City Council Bill 24-0233R



This resolution is to discuss the schedule for road resurfacing and the manner by which the repaving schedule is developed and communicated to affected communities. The discussion will include the Director of the Department of Transportation and invited utility partners. We will have staff available for the hearing.

If you have any questions, please contact Mr. Francis Burnszynski, Parking Planning Manager, at francis.burnszynski@baltimorecity.gov or at 443-573-2821.