

City of Baltimore

*City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland 21202*



Meeting Agenda - Draft

Monday, January 9, 2006

5:00 PM

City Hall

City Council

*Sheila Dixon, President of the Council
Stephanie Rawlings Blake, Vice President
District 1: James Kraft - District 2: Nicholas C. D'Adamo
District 3: Robert W. Curran - District 4: Kenneth N. Harris, Sr.
District 5: Rochelle "Rikki" Spector - District 6: Stephanie Rawlings Blake
District 7: Belinda Conaway - District 8: Helen L. Holton
District 9: Agnes Welch - District 10: Edward L. Reisinger
District 11: Keiffer J. Mitchell, Jr. - District 12: Bernard C. "Jack" Young
District 13: Paula Johnson Branch - District 14: Mary Pat Clarke*

Call to Order

Invocation

Reverend Charles Franklin Jr., Ray of Hope Baptist Church

Pledge of Allegiance

Roll Call

Showcase Baltimore

Ronald Cuffie, Bureau of Vector Control

Approval of the Journal

December 5, 2005 and December 8, 2005

Communications from the Mayor

Bills Signed by the Mayor

December 12, 2005

Charter Amendment - Compensation Commission for Elected Officials

For the purpose of establishing a Compensation Commission for Elected Officials; providing for the composition, procedures, powers, and duties of the Compensation Commission; requiring certain procedures for setting the salaries or other compensation paid to elected official; correcting, clarifying, and conforming certain language; and generally relating to the establishment and modification of the salaries or other compensation paid to elected official; and submitting this amendment to the qualified voters of the City for adoption or rejection.

Sponsors: President Dixon, Mary Pat Clarke, Edward L. Reisinger, Robert W. Curran, Bernard C. 'Jack' Young, Keiffer J. Mitchell, Jr., Rochelle 'Rikki' Spector, Stephanie Rawlings Blake, Paula Johnson Branch, Helen L. Holton, Nicholas C. D'Adamo, Kenneth N. Harris, Sr., James B. Kraft and Agnes Welch

Rezoning - 719-729 East Fort Avenue

FOR the purpose of changing the zoning for the property known as 719-729 East Fort Avenue, as outlined in red on the accompanying plat, from the M-2-2 and B-2-2 Zoning Districts to the R-8 Zoning District.

Sponsors: Edward L. Reisinger

Non-Owner-Occupied Dwellings - Registration Fees - Repeal of Sunset"

FOR the purpose of abrogating the automatic termination of Ordinance 01-191, as amended by Ordinance 03-526; continuing the fees and per-owner maximums set by Ordinance 01-191 for the annual registration of non-owner-occupied dwelling units; clarifying, correcting, and conforming certain language; defining a certain term; providing for a special effective date; and generally relating to the registration and regulation of non-owner-occupied dwellings.

Sponsors: City Council President (Administration)

December 14, 2005

City Property - Naming Engine Company 29 to be Littleton Boyer Wyatt Fire House

FOR the purpose of naming the Engine Company 29 fire house, located at 4312 Park Heights Avenue, to be the Littleton Boyer Wyatt Fire House.

Sponsors: Stephanie Rawlings Blake, Nicholas C. D'Adamo, Paula Johnson Branch, Helen L. Holton, James B. Kraft, President Dixon, Belinda K. Conaway, Bernard C. 'Jack' Young and Kenneth N. Harris, Sr.

Zoning - Conditional Use Home for Homeless Persons - 1023 East Baltimore Street

FOR the purpose of permitting, subject to certain conditions, the establishment, maintenance, and operation of a home for homeless persons on the property known as 1023 East Baltimore Street, as outlined in red on the accompanying plat.

Sponsors: Bernard C. 'Jack' Young, President Dixon, Paula Johnson Branch, Helen L. Holton and Agnes Welch

Retirement Systems - Benefits

FOR the purpose of extending the period for filing applications for disability retirement benefits; conforming certain provisions that govern in-service military leaves of absence to federal and state law; establishing effective dates for disability retirement benefits; amending provisions granting certain disability and death benefits to members on military leaves of absence; clarifying the calculation for figuring the minimum years of service credit needed to be eligible to receive certain death benefits; abolishing certain offsets against disability benefits and the authority for reexamining certain disability applicants; conforming the basis for determining retirement allowances for elected officials to that provided in the Employees' Retirement System law and the Fire and Police Employees' Retirement System law; providing certain transitional rules; clarifying, correcting, and conforming certain language; providing for a special effective date; providing for certain transitional rules; and generally relating to the Retirement Systems of Baltimore City.

Sponsors: City Council President (Administration)

Ethics - Baltimore Development Corporation

FOR the purpose of placing the Baltimore Development Corporation, its directors, officers, and employees within the purview of the Baltimore City Public Ethics Law; providing for the application of the Ethics Law, including its provisions on conflicts of interest, financial disclosure, and lobbying, to those directors, officers, and employees; establishing certain transitional rules and requirements; and generally relating to ethics in the public sector.

Sponsors: Bernard C. 'Jack' Young, Robert W. Curran, Keiffer J. Mitchell, Jr., Mary Pat Clarke, Kenneth N. Harris, Sr., Paula Johnson Branch, James B. Kraft, Belinda K. Conaway and Nicholas C. D'Adamo

Supplementary General Fund Operating Appropriation - Health Department - \$300,000

FOR the purpose of providing a Supplementary General Fund Operating Appropriation in the amount of \$300,000 to the Health Department - Program 308 (Maternal and Child Health), to provide funding for a grant to the Baltimore City Healthy Start Program; and providing for a special effective date.

Sponsors: City Council President (Administration)

Supplementary General Fund Capital Appropriation - Department of Public Works - \$3,000,000

FOR the purpose of providing a Supplementary General Fund Capital Appropriation in the amount of \$3,000,000 to the Department of Public Works (Account #9916-194-160), to provide funding for improving school facilities maintenance; and providing for a special effective date.

Sponsors: City Council President (Administration)

Supplementary General Fund Capital Appropriation - Department of Transportation - \$425,000

FOR the purpose of providing a Supplementary General Fund Capital Appropriation in the amount of \$425,000 to the Department of Transportation - (Account #9950-528-107), to provide funding for an Inner Harbor Dredging Project; and providing for a special effective date.

Sponsors: City Council President (Administration)

Executive Nominations - Withdrawn

Annette Palmer

Member - Commission for Historical and Architectural Preservation

Bills Introduced

Supplementary Mayoralty-Related Capital Appropriation -

Babe Ruth House and Museum Renovations Project - \$250,000

FOR the purpose of providing a Supplementary Mayoralty-Related Capital Appropriation in the amount of \$250,000 to the Mayoralty (Account #9904-127-400 and Account #9904-129-400), to provide funding for a Babe Ruth House and Museum Renovations Project; and providing for a special effective date.

Sponsors: City Council President (Administration)

BUDGET AND APPROPRIATIONS COMMITTEE

Sale of Property - Parcels of Land Being a Part of the Loch Raven Watershed

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land being a part of Loch Raven Watershed, Baltimore County, and no longer needed for public use; and

providing for a special effective date.

Sponsors: City Council President (Administration)

ECONOMIC DEVELOPMENT AND PUBLIC FINANCING COMMITTEE

Sale of Property - Parcels of Land Lying Within the Loch Raven Watershed

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land being a part of Loch Raven Watershed, Baltimore County, as shown on Plat 116-A-5G filed in the Office of the Department of Public Works, and no longer needed for public use; and providing for a special effective date.

Sponsors: City Council President (Administration)

ECONOMIC DEVELOPMENT AND PUBLIC FINANCING COMMITTEE

City Officers and Employees - Vehicles

FOR the purpose of prohibiting the use of City vehicles for travel outside City limits except on official City business; delimiting certain terms; and generally relating to the use of City vehicles.

Sponsors: Bernard C. 'Jack' Young

LAND USE AND TRANSPORTATION COMMITTEE

City Employees - Leave Conversion for Home Purchase

FOR the purpose of enabling City employees to convert certain unused leave, subject to certain conditions, to assist in a home purchase in the City; requiring the Director of Human Resources to adopt rules and regulations governing these conversions; and generally relating to the conversion of leave.

Sponsors: Kenneth N. Harris, Sr., President Dixon, Bernard C. 'Jack' Young, Nicholas C. D'Adamo, James B. Kraft, Robert W. Curran, Rochelle 'Rikki' Spector, Stephanie Rawlings Blake, Belinda K. Conaway, Helen L. Holton, Agnes Welch, Edward L. Reisinger, Keiffer J. Mitchell, Jr., Paula Johnson Branch and Mary Pat Clarke

EDUCATION, HOUSING, HEALTH AND HUMAN SERVICES COMMITTEE

Residential Permit Parking Program

FOR the purpose of reorganizing and clarifying the Residential Permit Parking Law; requiring continued maintenance and use of available or required off-street parking spaces; specifying eligibility requirements for parking permits, including compliance with certain Zoning Code requirements; modifying the criteria for and scope of administrative amendments to a Parking Management Plan; prohibiting certain conduct by permit applicants, permit holders, and others; imposing certain penalties; authorizing certain enforcement procedures; establishing a Residential Permit Parking Advisory Board; correcting, clarifying, and conforming certain language; and generally relating to the Residential Permit Parking Program.

Sponsors: Mary Pat Clarke, Belinda K. Conaway, James B. Kraft, Edward L. Reisinger and Keiffer J. Mitchell, Jr.

LAND USE AND TRANSPORTATION COMMITTEE

Zoning - Conditional Use Convalescent, Nursing, and Rest Home (Assisted

Living) - 3007 Louise Avenue

FOR the purpose of permitting, subject to certain conditions, the establishment, maintenance, and operation of a convalescent, nursing, and rest home (assisted living) on the property known as 3007 Louise Avenue, as outlined in red on the accompanying plat.

Sponsors: Robert W. Curran

LAND USE AND TRANSPORTATION COMMITTEE

Weapons - Paintball, Pellet Guns

FOR the purpose of prohibiting the possession, sale or transfer, or discharge of paintball guns and similar devices; defining certain terms; imposing certain penalties; correcting, clarifying, and conforming certain related provisions governing gas- and air-pellet devices; and generally relating to guns and other devices that discharge pellets and other objects.

Sponsors: Helen L. Holton, Nicholas C. D'Adamo, Agnes Welch, Edward L. Reisinger and Mary Pat Clarke

Public Safety Subcommittee

Resolutions Introduced**Investigative Hearing - Are Existing Local, State, and Federal Laws Sufficient to Prohibit the Use of BB, Pellet, and Paintball Guns in Baltimore City?**

FOR the purpose of determining if current laws are effective in controlling the use of BB, pellet and paintball guns by minors; investigating laws in other states to determine what measures have been effective in jurisdictions across the country, and ascertaining at what government level changes are needed to address the problems associated with the use of lookalike guns by minors, by closing loopholes in existing law or by adopting new statutes.

Sponsors: Helen L. Holton, Kenneth N. Harris, Sr., President Dixon, James B. Kraft, Robert W. Curran, Stephanie Rawlings Blake, Belinda K. Conaway, Agnes Welch, Edward L. Reisinger, Paula Johnson Branch and Mary Pat Clarke

Public Safety Subcommittee

Informational Hearing - BCPSS Studio Course Curriculum Concerns

FOR the purpose of requesting that the Chief Executive Officer of the Baltimore City Public School System brief the Council on current and future public school curriculum, detailing the options for change, ways of implementing such options, and the current implementation of the "Studio Course" curriculum in the Baltimore City Public School System.

Sponsors: Bernard C. 'Jack' Young, Kenneth N. Harris, Sr., President Dixon, James B. Kraft, Helen L. Holton, Agnes Welch, Edward L. Reisinger, Keiffer J. Mitchell, Jr. and Paula Johnson Branch

EDUCATION, HOUSING, HEALTH AND HUMAN SERVICES COMMITTEE

Request for State Legislation - Civilian Review Board - Additional Powers

FOR the purpose of requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2006 session of the Maryland General

Assembly to introduce legislation to amend the Public Local Laws of Baltimore City to grant the Civilian Review Board the additional power to investigate allegations from the public of false arrest and false imprisonment, allowing citizens up to 1 year following the alleged incident to file complaints with the Internal Investigation Division of the Police Department or the Civilian Review Board.

Sponsors: President Dixon, Bernard C. 'Jack' Young, Nicholas C. D'Adamo, Kenneth N. Harris, Sr., James B. Kraft, Robert W. Curran, Stephanie Rawlings Blake, Belinda K. Conaway, Helen L. Holton, Agnes Welch, Keiffer J. Mitchell, Jr. and Paula Johnson Branch

Immediate Adoption

In Support of Federal Legislation - (HR 4197) - The Hurricane Katrina Recovery, Reclamation, Reconstruction and Reunion Act of 2005

FOR the purpose of expressing support for the Congressional Black Caucus' Hurricane Relief Legislation that seeks to provide for the recovery of the Gulf Coast region and for the reunion of families devastated by Hurricane Katrina and urging members of the Maryland State Delegation to the 109th Congress to work to secure passage of this comprehensive legislative response to the spiritual, emotional, and economic toll exacted by the wrath of Katrina.

Sponsors: Helen L. Holton, Bernard C. 'Jack' Young, Nicholas C. D'Adamo, Kenneth N. Harris, Sr., President Dixon, James B. Kraft, Robert W. Curran, Rochelle 'Rikki' Spector, Stephanie Rawlings Blake, Belinda K. Conaway, Agnes Welch, Edward L. Reisinger, Keiffer J. Mitchell, Jr., Paula Johnson Branch and Mary Pat Clarke

Immediate Adoption

Informational Hearing - Has The Time Come For Baltimore To Get Zipped Up Tight?

FOR the purpose of requesting representatives of the Zipcar company to address the City Council on the feasibility of providing this innovative web-based car-sharing service to citizens and workers in Baltimore City, determining the logistics of providing this service within the City's infrastructure, and requesting the Department of Planning and the Department of Transportation to study the issue and submit recommendations to the Council within 6 months of the date of the hearing.

Sponsors: President Dixon, Kenneth N. Harris, Sr., Bernard C. 'Jack' Young, James B. Kraft, Robert W. Curran, Rochelle 'Rikki' Spector, Belinda K. Conaway, Agnes Welch, Edward L. Reisinger, Keiffer J. Mitchell, Jr., Paula Johnson Branch and Mary Pat Clarke

Land Use and Transportation Committee

Consent Calendar

(See Section A at back of Agenda)

2R Second Reader

Committee of the Whole

Supplementary General Fund Capital Appropriation - Department of Housing and Community Development - \$10,000,000

FOR the purpose of providing a Supplementary General Fund Capital Appropriation in the amount of \$10,000,000 to the Department of Housing and Community Development (Account # 9910-587-904) to provide funding for the Baltimore Affordable Housing Program; and providing for a special effective date.

Sponsors: City Council President (Administration)

Baltimore Affordable Housing Program

FOR the purpose of establishing a program for certain purposes; providing for the administration of that program; defining certain terms; and generally relating to promoting certain types of housing.

Sponsors: President Dixon and James B. Kraft

Education, Housing, Health and Human Services

Food Service Facilities - Licensing and Regulation

FOR the purpose of authorizing the Health Commissioner to designate licensing classes and, with the approval of the Board of Estimates, to set license and processing fees for various types of food service facilities; authorizing the issuance of provisional licenses under certain circumstances; increasing certain civil penalties relating to the operation of food service facilities; correcting, clarifying, and conforming certain language; and generally relating to the licensing and regulation of food service facilities.

Sponsors: City Council President (Administration)

Animal Control - Exotic, Farm, and Other Animals

FOR the purpose of requiring a permit to keep any exotic animal, farm animal, pigeon, or bees; defining certain terms; and generally relating to the regulation and control of animals.

Sponsors: City Council President (Administration)

Public Safety

Daytime and Nighttime Curfews

FOR the purpose of authorizing certain minors to be taken to a juvenile holding facility under certain circumstances; defining certain terms; specifying the type of civil citation to be used for violations by parents; authorizing the use of civil citations for violations by establishments; modifying certain penalties; conforming, correcting, and clarifying certain language; deleting certain obsolete language; and generally relating to minors and to the enforcement of the daytime and nighttime curfews.

Sponsors: City Council President (Administration)

3R Third Reader

Third Reader (for final passage)

Rezoning - 1107 East Fayette Street

FOR the purpose of changing the zoning for the property known as 1107 East Fayette Street (Ward 5, Section 7, Block 1338, Lots 5/18), as outlined in red on the accompanying plat, from the M-1-3 Zoning District to the B-3-3 Zoning District.

Sponsors: City Council President (Administration)

Planned Unit Development - Designation - Harbor East

FOR the purpose of approving the application of Harbor East Parcel D-Hotel, LLC, and Harbor East Parcel D-Residential, LLC, collectively the developer of certain property in the Inner Harbor East Urban Renewal Area identified as Parcel D and consisting of approximately 2.31 acres, more or less, to have that property designated a Business Planned Unit Development; approving the Development Plan submitted by the applicant.

Sponsors: James B. Kraft

Committee Announcements

Announcements

**THE NEXT MEETING OF THE CITY COUNCIL
WILL BE HELD ON MONDAY, JANUARY 23, 2006, AT 5:00**

P.M.

Adjournment

Cable Hearing Schedule

WEDNESDAY, JANUARY 11, 2006 AT 5:00 P.M.

Education, Housing, Health and Human Services Committee, Councilmember Harris - Chair
05-0111R - Informational Hearing - Homelessness

WEDNESDAY, JANUARY 18, 2006 AT 5:00 P.M.

Taxation and Finance Committee, Councilmember Mitchell - Chair
05-0084 - Water and Sewer Charges - Residential Property - Limitations on Lien Foreclosure
05-0062R - Informational Hearing - Baltimore City Release

05-0062R - Informational Hearing - Baltimore City Release of Tax

Liens Program

04-0080R - Informational Hearing - Foreclosing Tax Liens

WEDNESDAY, JANUARY 23, 2006 AT 5:00 P.M.

Public Safety Subcommittee, Councilmember Kraft - Chair
05-0084R - Independent Investigation - Police Pursuit Policy and Citizen Safety