

# City of Baltimore

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



## Meeting Agenda - Final

**Monday, September 19, 2016**

**5:00 PM**

**Du Burns Council Chamber, 4th floor, City Hall**

### City Council

*Bernard C. "Jack" Young, President of the Council  
District 1: James Kraft - District 2: Brandon M. Scott  
District 3: Robert W. Curran - District 4: Bill Henry  
District 5: Rochelle "Rikki" Spector - District 6: Sharon Green Middleton  
District 7: Nick Mosby - District 8: Helen L. Holton  
District 9: William "Pete" Welch - District 10: Edward L. Reisinger  
District 11: Eric T. Costello - District 12: Carl Stokes  
District 13: Warren Branch - District 14: Mary Pat Clarke*

**Call to Order****Invocation**

Rabbi Moshe Hauer, B'Nai Jacob Shaarei Zion Congregation

**Pledge of Allegiance****Roll Call****Showcase Baltimore**

E. Francine Stokes-McElveen, President, AKA – Epsilon Omega Chapter

**Approval of the Journal**

September 12, 2016

**Communications from the Mayor****Bills Introduced**

[16-0755](#)

**Supplementary State Fund Operating Appropriation - Department of Public Works - \$1,457,640**

For the purpose of providing a Supplementary State Fund Operating Appropriation in the amount of \$1,457,640 to the Department of Public Works - Service 730 (Public and Private Energy Performance), to provide funding for 2 Combined Heat and Power (CHP) systems for the Patapsco Waste Water Treatment Plant and the Back River Waste Water Treatment Plant, as well as to provide funding for energy efficient upgrades at the following properties: Brooklyn Branch Library, Callow Hill Aquatics Center, Carroll F. Cook Recreation Center, City of Baltimore Health Clinic, Clifton Library, Druid Hill Family Center, Dunbar Day Care Center, Edgewood Day Care Center, Herring Run Library, Northwood Library, Patterson Park Library, Reisterstown Road Library, Roosevelt Recreation Center, Sarah's Hope Homeless Shelter, Southeast Anchor Library, Waxter Senior Center, and the Westside Youth Opportunity Center; and providing for a special effective date.

**Sponsors:**

City Council President (Administration)

**ORDINANCE**

*Requested by: Department of Finance*

**BUDGET AND APPROPRIATIONS COMMITTEE**

[16-0756](#)**Retirement Savings Plan - Definition of “Employee” - Composition of Board of Trustees - Forfeitures**

For the purpose of clarifying the definition of “employee”; changing the composition of the Board of Trustees; providing for the election of the Board Chair; clarifying the provisions that require Board of Estimates’ approval for the retention of services; revising the rules governing the forfeitures of certain accounts; correcting, clarifying, and conforming related language; and generally relating to the administration and operation of the Retirement Savings Plan of the City of Baltimore.

**Sponsors:**

City Council President (Administration)

**ORDINANCE**

*Requested by: Department of Finance*

*TAXATION, FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE*

[16-0757](#)**Planned Unit Development - Designation - Northwood Commons**

For the purpose of repealing the existing Development Plan for the Loch Raven Boulevard and Argonne Drive Planned Unit Development, and approving a new Development Plan for the property, to be known as Northwood Commons Planned Unit Development.

**Sponsors:**

Robert Curran and Mary Pat Clarke

**ORDINANCE**

*LAND USE AND TRANSPORTATION COMMITTEE*

[16-0758](#)**Health - Hydraulic Fracturing Ban**

For the purpose of prohibiting hydraulic fracturing in Baltimore City; setting certain penalties; and generally relating to the regulation of hydraulic fracturing and its byproducts.

**Sponsors:**

Robert Curran, Carl Stokes, Helen L. Holton, Bill Henry, Sharon Green Middleton, Mary Pat Clarke and Rochelle Spector

**ORDINANCE**

*JUDICIARY AND LEGISLATIVE INVESTIGATIONS*

[16-0759](#)**Zoning - Conditional Use Second-Hand Store - 4418 Edmondson Avenue**

For the purpose of permitting, subject to certain conditions, the establishment, maintenance, and operation of a second-hand store on the property known as 4418 Edmondson Avenue, as outlined in red on the accompanying plat.

**Sponsors:**

Helen L. Holton

**ORDINANCE**

*LAND USE AND TRANSPORTATION COMMITTEE*

[16-0760](#)**Tobacco Products and Smoking Devices - Increased Penalties - New Prohibition**

For the purpose of increasing the penalties for violation of certain laws governing tobacco products and smoking devices; prohibiting the distribution of tobacco products and smoking devices near schools; correcting, clarifying, and conforming related provisions; and generally relating to the use of tobacco products and smoking devices.

**Sponsors:**

Helen L. Holton, Robert Curran, Eric T. Costello, Brandon M. Scott, Mary Pat Clarke and Rochelle Spector

**ORDINANCE**

*JUDICIARY AND LEGISLATIVE INVESTIGATIONS*

[16-0761](#)**Police Ordinances - Replica Gun Ban**

For the purpose of prohibiting the possession of replica guns in Baltimore City; defining a certain term; making replica guns subject to seizure and forfeiture; establishing the procedures for seizing and forfeiting replica guns; imposing certain penalties; and generally relating to replica guns.

**Sponsors:**

James B. Kraft, President Young, Sharon Green Middleton, Robert Curran, Brandon M. Scott, Helen L. Holton, Bill Henry, Mary Pat Clarke and Eric T. Costello

*ORDINANCE*

*JUDICIARY AND LEGISLATIVE INVESTIGATIONS*

**Consent Calendar**

(See Section A at back of Agenda)

**2R Second Reader*****Judiciary and Legislative Investigations***[16-0711](#)**City Property - Naming the Skatepark in Roosevelt Park to be the Skatepark of Baltimore at Roosevelt Park**

For the purpose of naming the skatepark, located in a portion of Roosevelt Park, 1121 36th Street, to be the Skatepark of Baltimore at Roosevelt Park.

**Sponsors:**

Nick Mosby, Eric T. Costello, Brandon M. Scott, Robert Curran, James B. Kraft, Carl Stokes, Bill Henry, Mary Pat Clarke and President Young

*RECOMMEND FAVORABLE WITH AMENDMENTS*

***Land Use and Transportation***[16-0714](#)**Rezoning - 5501 Pulaski Highway**

For the purpose of changing the zoning for the property known as 5501 Pulaski Highway, as outlined in red on the accompanying plat, from the M-2-1 Zoning District to the B-3 Zoning District.

**Sponsors:**

Brandon M. Scott

*RECOMMEND FAVORABLE WITH AMENDMENTS*

[16-0715](#)**Rezoning - 5501 Belair Road**

For the purpose of changing the zoning for the property known as 5501 Belair Road, as outlined in red on the accompanying plat, from the B-3-1 Zoning District to the B-2-2 Zoning District.

**Sponsors:**

Brandon M. Scott

*RECOMMEND FAVORABLE*

### 3R Third Reader

#### *Third Reader (to be held one meeting)*

[16-0637](#)

**Rezoning - 3000-3052 West North Avenue**

FOR the purpose of changing the zoning for the properties known as 3000-3052 West North Avenue, as outlined in red on the accompanying plat, from the B-2-2 Zoning District to the B-2-3 Zoning District.

**Sponsors:**

Nick Mosby

[16-0690](#)

**Rezoning - 3020 Garrison Boulevard, 3013, 3015, 3017, 3019, and 3021 Chelsea Terrace, and 3805, 3807, and 3809 Bonner Road**

FOR the purpose of changing the zoning for the properties known as 3020 Garrison Boulevard, 3013, 3015, 3017, 3019, and 3021 Chelsea Terrace, and 3805, 3807, and 3809 Bonner Road, as outlined in red on the accompanying plat, from the R-6 Zoning District to the R-8 Zoning District.

**Sponsors:**

Sharon Green Middleton and President Young

[16-0716](#)

**Planned Unit Development - Designation - Roland Park Place**

For the purpose of repealing the existing Development Plan for Roland Park Place and approving a new Development Plan for the Roland Park Place Planned Unit Development.

**Sponsors:**

Mary Pat Clarke

[16-0719](#)

**Planned Unit Development - Amending Ordinance 16-487**

For the purpose of amending Ordinance 16-487, which repealed the existing Development Plan for the Canton Crossing Planned Unit Development and approved a new Development Plan for the Canton Crossing Planned Unit Development, to conform the dates of certain exhibit sheets to the dates of the exhibit sheets that were signed by the Mayor and attached to and made part of the Ordinance; and providing for a special effective date.

**Sponsors:**

James B. Kraft

**Third Reader (for final passage)**[16-0669](#)**Port Covington Development District**

FOR the purpose of designating a "development district" to be known as the "Port Covington Development District"; providing for and determining various matters in connection with the establishment of the development district; creating a special, tax increment fund for the development district; allocating certain property taxes to that fund; making certain findings and determinations; providing for a special effective date; and generally providing for matters relating to the designation and operation of the development district, the establishment and use of the special, tax increment fund to provide for the payment by or reimbursement to the City for debt service, which the City is obligated to pay or has paid (whether such obligation is general or limited) on any special obligation bonds or notes issued by the City, the authorization of a pledge by the City, subject to appropriation, of the tax increment revenues, pursuant to a Contribution Agreement (defined herein), to provide for the payment by the State Issuer (defined herein) of the principal of and interest on the applicable State Obligations (defined herein) issued in connection with the development district and other related costs, the replenishment of any reserve fund established for any bonds or State Obligations, and the payment of certain expenses and administrative costs related to the operation of the development district.

**Sponsors:**

City Council President (Administration)

[16-0670](#)**Port Covington Bond Issuance**

FOR the purpose of authorizing the issuance of special obligation bonds and the pledge, subject to appropriation, of Tax Increment Revenues and Special Tax Revenues (as such terms are defined herein) to the payment of debt service thereon; authorizing the pledge by the City, subject to appropriation, of the Tax Increment Revenues and Special Tax Revenues pursuant to a Contribution Agreement (defined herein) to provide for the payment by the State Issuer (defined herein) of the principal of and interest on the applicable State Obligations (defined herein) and other related costs; providing that such bonds or State Obligations may be issued from time to time and in one or more issues or series in an aggregate principal amount not exceeding \$660,000,000 for the purpose of financing infrastructure improvements and related costs, including, without limitation, the Project (defined herein), and other necessary improvements to, from, or within the development district, and certain other infrastructure improvements permitted by the Acts (defined herein); providing for the method and sources of payment for such special obligation bonds; authorizing the Board of Finance to specify, prescribe, determine, provide for and approve the details, forms, documents or procedures in connection with such special obligation bonds and any other matters necessary or desirable in connection with the authorization, issuance, sale, and payment of such special obligation bonds; providing for the execution and delivery by the City of a Contribution Agreement with respect to State Obligations; authorizing the Board of Finance to specify, prescribe, determine, provide for, and approve the method and sources of such pledge, the details, forms, documents, or procedures in connection with such pledge, and any other matters necessary or desirable in connection with such pledge; providing for a special effective date; providing that the City, in each fiscal year in which any such bonds are outstanding, use its best efforts to obtain the appropriation of the Tax Increment Revenues and the Special Tax Revenues in the amounts and at the times specified in a trust agreement or agreements or in one or more Contribution Agreements between the City and a bank or trust company appointed as trustee thereunder; and generally relating to the issuance and payment of special obligation bonds or such pledge of Tax Increment Revenues and Special Tax Revenues, subject to appropriation, pursuant to a Contribution Agreement for the payment of debt service on State Obligations and other related costs.

**Sponsors:**

City Council President (Administration)

[16-0671](#)**Port Covington Special Taxing District**

FOR the purpose of designating a "special taxing district" to be known as the "Port Covington Special Taxing District"; providing for and determining various matters in connection with the establishment of the special taxing district; creating a special fund for the special taxing district; providing for the levy of a special tax on all taxable real and personal property located in the special taxing district; providing for a special effective date; and generally providing for matters relating to the designation and operation of the special taxing district, the establishment and use of the special fund to provide for the payment by or reimbursement to the City for debt service, which the City is obligated to pay or has paid (whether such obligation is general or limited) on any special obligation bonds or notes issued by the City, the authorization of the pledge, subject to appropriation, of the special tax revenues, pursuant to a Contribution Agreement (defined herein), to provide for the payment by the State Issuer (defined herein) of the principal of and interest on the applicable State Obligations (defined herein) issued in connection with the special taxing district and other related costs, the replenishment of any reserve fund established for any bonds or State Obligations, and the payment of certain expenses and administrative costs related to the operation of the special taxing district.

**Sponsors:**

City Council President (Administration)

[16-0691](#)**RPP Area 41 (Sharp/Leadenhall) - Plan Amendment**

FOR the purpose of amending the Parking Management Plan for RPP Area 41 to authorize certain Special Permits for the Baltimore Station, 140 W. West Street; and correcting related provisions.

**Sponsors:**

Eric T. Costello

[16-0723](#)**Minority and Women's Business Enterprises - Small Local Business Enterprise Procurement Preferences**

For the purpose of creating a Small Local Business Enterprise ("SLBE") Program, to be administered by the Minority and Women's Business Opportunity Office; requiring the establishment of Goal Setting Committees for certain specified industry categories; defining certain terms; establishing the eligibility requirements for firms seeking to participate in the SLBE Program; establishing graduation and suspension criteria for firms in the SLBE Program; authorizing the City to employ various affirmative procurement initiatives to promote the award of City contracts to SLBEs; requiring annual reports on the SLBE Program; requiring periodic hearings on and review of the SLBE Program; providing for the appeal of certain adverse determinations by the Minority and Women's Business Opportunity Office; setting certain penalties; correcting, conforming, and clarifying related provisions; and generally relating to City procurement requirements.

**Sponsors:**

Helen L. Holton, President Young, Sharon Green Middleton, Eric T. Costello, Nick Mosby, Carl Stokes, Robert Curran, Warren Branch, Bill Henry, William "Pete" Welch, Mary Pat Clarke and Rochelle Spector



[16-0727](#)**Charles Village Community Benefits District Supplemental Tax - Exclusion from High-performance Market-rate Rental Housing Tax Credit**

For the purpose of excluding the Charles Village Community Benefits District's supplemental tax from a certain commercial tax credit; and generally relating to the Charles Village Community Benefits District's supplemental tax.

**Sponsors:**

Mary Pat Clarke and Carl Stokes

**Committee Announcements****Announcements**

**THE NEXT MEETING OF THE CITY COUNCIL  
WILL BE HELD ON MONDAY, OCTOBER 24, 2016 AT 5:00 P.M.**

**Adjournment****Cable Hearing Schedule**

THURSDAY, SEPTEMBER 22, 2016 AT 5:00 P.M

Housing and Community Development Committee, Bill Henry - Chair

16-0724 - Franchise - Comcast of Baltimore City, LLC

CHARM TV 25

WEDNESDAY, SEPTEMBER 28, 2016 AT 5:00 P.M

Land Use and Transportation Committee, Edward Reisinger – Chair

12-0152 - TransForm Baltimore - Zoning (Public Hearing)

CHARM TV 25

WEDNESDAY, OCTOBER 19, 2016 AT 5:00 P.M

Judiciary and Legislative Investigations, James B. Kraft – Chair

16-0305R - Investigative Hearing - April 2016 Election Problems

CHARM TV 25

WEDNESDAY, OCTOBER 19, 2016 AT 5:15 P.M

Judiciary and Legislative Investigations, James B. Kraft – Chair

15-0276R - Request for State Action - Nonpartisan Municipal Primary Elections

CHARM TV 25

Thank you all for attending this meeting.  
Please check the area around your seat to make  
certain that you have everything that you brought with you.

We will be closing the room shortly and ask that  
everyone exit promptly to the 1st floor main entrance.  
Thank you for visiting City Hall.