

# City of Baltimore

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



## **AGENDA**

**Monday, April 14, 2003**

**5:00 PM**

**City Hall**

City Council

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*Sheila Dixon, President of the Council*

*Stephanie Rawlings-Blake, Vice President*

*District One: Nicholas C. D'Adamo, Jr., John L. Cain, Lois A. Garey*

*District Two: Paula Johnson Branch, Bernard C. "Jack" Young, Pamela V. Carter*

*District Three: Robert W. Curran, Kenneth N. Harris, Sr., Lisa Joi Stancil*

*District Four: Agnes Welch, Keiffer J. Mitchell, Jr., Catherine E. Pugh*

*District Five: Rochelle "Rikki" Spector, Helen L. Holton, Stephanie Rawlings-Blake*

*District Six: Melvin L. Stukes, Kwame Abayomi, Edward L. Reisinger*

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**Call to Order**

## **Invocation**

**Rev. Anthony M. Chandler, Sr., Pastor, New Bethlehem Baptist Church**

## **Pledge of Allegiance**

## **Roll Call**

## **Showcase Baltimore**

**Councilmember Robert Curran, Tribute in Memory of Former Councilmember  
Dominic M. Leone**

## **Approval of the Journal**

**April 7, 2003**

## **Communications from the Mayor**

## **Bills Signed by the Mayor**

**April 3, 2003**

### **02-0975 Urban Renewal - Rosemont**

ORDINANCE - FOR the purpose of establishing the Rosemont Urban Renewal Area; approving a Renewal Plan for the Rosemont Urban Renewal Area; establishing permitted land uses; establishing certain requirements for land acquired; establishing general regulations, controls, and restrictions; establishing standards for review development or rehabilitation plans; establishing procedures for amending the Plan; providing for the term of the Plan; approving certain attachments and exhibits to the Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

**April 4, 2003**

### **02-0949 Sale of Property - Inner Harbor Project I, Lot 2 (at the Maryland Science Center)**

ORDINANCE - 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 property that is located at Inner Harbor Project I, Lot 2 (at the Maryland Science Center) and is no longer needed for public use; and providing for a special effective date. (020782)

**02-0976 Urban Renewal - Greenmount West - Amendment 6**

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Greenmount West to add a new land use category, revising the land use category for certain properties; providing for Planned Unit Development Standards and Controls; revising exhibits attached to the Plan to reflect changes in the Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date. (020817)

**03-0999 Urban Renewal - Inner Harbor East - Amendment 12**

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Inner Harbor East to amend Exhibit E to reflect the change in the Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date. (030842)

**April 9, 2003**

**02-0898 Urban Renewal - Market Center - Amendment 15**

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Market Center to allow general advertising signs erected or placed on publicly-owned stadiums and arenas if approved by ordinance as a conditional use; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date. (020721)

**02-0899 Zoning - General Advertising Signs - Stadiums and Arenas**

ORDINANCE - FOR the purpose of authorizing in the B-5 District, as a conditional use that requires approval by ordinance, general advertising signs on publicly-owned stadiums and arenas. (020722)

**02-0900 Zoning - Conditional Use General Advertising Signs - Baltimore Arena**

ORDINANCE - FOR the purpose of permitting, subject to certain conditions, the establishment, maintenance, and operation of general advertising signs on the property known as the Baltimore Arena, as outlined in red on the accompanying plat. (020723)

**Executive Nominations**

**EA-0269 Gary Kritzer**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 5th District  
(030945)

**EA-0270 Sol Mogilensky**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 5th District  
(030946)

**EA-0271 Rebecca Pepkowitz**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 1st District  
(030947)

**EA-0272 Hugh "Butch" Arnold**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 1st District  
(030948)

**EA-0273 Diana Butler**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 5th District  
(030950)

**EA-0274 Geneva H. Vaughan**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 6th District  
(030949)

**EA-0275 Sharlonda Street**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 4th District  
(030951)

**EA-0276 Richard Baugh**

EXECUTIVE NOMINATION - Member - Commission on Disabilities - 6th District  
(030952)

**Bills Introduced**

**03-1081 Sale of Property - 1300 Baylis Street**

Sponsors: Council Pres.-Admin.

Requester: Dept. of Housing and Community Development.

ORDINANCE - 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 property located at 1300 Baylis and no longer needed for public use; and providing for a special effective date. - FINANCE COMMITTEE (030953)

**03-1082 Payments in Lieu of Taxes - Ward 04, Section 10, Block 620, Lot #004 "206-218 West Fayette Street"**

Sponsors: Council Pres.-Admin.

Requester: Baltimore Development Corporation.

MAYOR AND CITY COUNCIL RES. - FOR the purpose of authorizing an economic development project to be known as "206-218 West Fayette Street", in order that the Board of Estimates may enter into a Payment in Lieu of Taxes Agreement with West Fayette Parking Associates, LLC, its successors or assigns, for a 500-space structured parking garage; generally relating to payments in lieu of taxes for 206-218 West Fayette Street development; and providing for a special effective date. - FINANCE COMMITTEE (030954)

**03-1083 City Streets - Closing - Childs Street**

Sponsors: Council Pres.-Admin.

Requester: Dept. of Public Works.

ORDINANCE - FOR the purpose of condemning and closing Childs Street, extending from Frankfurst Avenue northeasterly 2063 feet, more or less, to the end thereof, as shown on Plat 346-A-41 in the Office of the Department of Public Works; and providing for a special effective date. - HIGHWAYS AND FRANCHISES SUBCOMMITTEE (030955)

**03-1084 East Baltimore Research Park - Development District**

Sponsors: Council Pres.-Admin.

Requester: Dept. of Housing and Community Development.

ORDINANCE - FOR the purpose of designating a "development district" to be known as the "East Baltimore Research Park 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 relating to the designation and operation of the development district, the establishment and use of the tax increment fund, and the issuance and payment of special obligation bonds issued in connection with the development district. - TAXATION COMMITTEE (030956)

**03-1085 East Baltimore Research Park Redevelopment Bond Area**

Sponsors: Council Pres.-Admin.

Requester: Dept. of Housing and Community Development.

ORDINANCE - FOR the purpose of confirming that the East Baltimore Research Park Area, being all that property located within the Oliver, East Baltimore Midway/Barclay, Broadway East, Gay Street I and Middle East Renewal Areas (collectively, the "Renewal Areas"), is an area that will benefit through the exercise of the functions and powers vested in the Department of Housing and Community Development; finding that the East Baltimore Research Park Area meets the definition of a "blighted" area as set forth in federal, state, and local laws concerning qualified redevelopment bond financing; declaring the East Baltimore Research Park Area to be a "designated blighted area" in which qualified redevelopment bond financing may be used;

**03-1086 Downtown Management District - Sidewalk Regulations**

Sponsors: Council Pres.-Admin.

Requester: Downtown Partnership of Baltimore, Inc..

ORDINANCE - FOR the purpose of establishing certain sidewalk regulations for the Downtown Management District; defining certain terms; providing for certain enforcement conditions and procedures; imposing certain penalties; providing for the automatic termination of this Ordinance; and generally relating to the regulation and use of streets and highways. - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (030958)

**03-1087 Zoning - Conditional Use - Amending Ordinance 02-461**

Sponsors: Garey.

Requester: Robert and Jenetha Talley.

ORDINANCE - FOR the purpose of amending Ordinance 02-461 to change the number of residents allowed in the convalescent, nursing, and rest home (assisted living) at 168 South Morley Street. - LAND USE AND PLANNING COMMITTEE (030959)

**03-1088 Urban Renewal - Poppleton - Amendment \_\_**

Sponsors: Stukes, Welch, Reisinger, Abayomi.

Requester: University of Maryland Baltimore and UMB Health Sciences Research Park Corporation, c/o Jon Laria, Esq., Ballard Spahr Andrews & Ingersoll, LLP.

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Poppleton to revise the land use category for certain properties; providing for Planned Unit Development Standards and Controls; revising certain exhibits attached to the Plan to reflect changes in the Plan; revising and deleting certain disposition lots; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date. - URBAN AFFAIRS (030961)

**03-1089 Planned Unit Development - Designation - UMB Health Sciences Research Park**

Sponsors: Stukes, Reisinger, Abayomi, Welch.

ORDINANCE - FOR the purpose of approving the application of University of Maryland Baltimore and UMB Health Sciences Research Park Corporation, contract purchaser and contract lessee of certain properties located in Baltimore City (the "Property"), to have the Property designated a Business Planned Unit Development; and approving the Development Plan submitted by the applicant. - URBAN AFFAIRS (030962)

**03-1090 Highlandtown Arts and Entertainment District**

Sponsors: Cain, Garey, D'Adamo, President Dixon.

CITY COUNCIL RESOLUTION - FOR the purpose of approving the revised application to the State for designation of the Highlandtown Arts and Entertainment District. - IMMEDIATE ADOPTION (030963)

**03-1091 Informational Hearing - Department of Housing and Community Development - Use of Section 108 Fund**

Sponsors: Young, Branch, Pugh, Mitchell, Garey, Reisinger, Stukes.

CITY COUNCIL RESOLUTION - FOR the purpose of requesting the Commissioner of Housing and Community Development to present a detailed accounting to the City Council on the use of \$34,100,000 in Section 108 funds that were conveyed to the Department in a 1996 supplementary federal loan fund capital appropriation to provide funding for the long-range development of Historic East Baltimore. - HOUSING, HEALTH, AND HUMAN SERVICES COMMITTEE (030964)

**03-1092 Informational Hearing - Baltimore's Choice: Workers and Jobs for a Thriving Economy**

Sponsors: President Dixon, Young, D'Adamo, Curran, Holton, Pugh, Mitchell, Garey, Reisinger, Stukes, Cain, Rawlings-Blake.

CITY COUNCIL RESOLUTION - FOR the purpose of inviting the President and members of the Job Opportunities Task Force to share the findings of their current report on the region's economy, the total job market, the current skills of low-wage workers and job seekers, the workforce skills needed by employers, and the programs needed to increase employment opportunities for low-skill, low-income workers and job seekers. - EDUCATION AND LABOR SUBCOMMITTEE (030965)

**03-1093 Save Our Schools - Calling Upon Baltimore Area Colleges and Universities To Aid the Floundering Baltimore City Public School System**

Sponsors: Pugh, Curran, Holton, Mitchell, Garey, Reisinger, Young, Cain, Carter, Rawlings-Blake, Stukes.

CITY COUNCIL RESOLUTION - FOR the purpose of calling upon area colleges and universities to partner with Baltimore City's public schools to reduce the 50% overall, and 76% African American male, drop out rate by housing K-12 curriculums on their campuses; to introduce public school students to the myriad of opportunities for academic, social, and cultural growth available through the college experience; to expose college students to other cultures and provide an opportunity for real-life application of academic theories, and; to nurture a proactive and enriching learning environment that will prepare this generation to fully participate in the next exciting chapter of Baltimore City's rebirth. - EDUCATION AND LABOR

**03-1094 Baltimore City Student's Education Speak-out 2003**

Sponsors: President Dixon, Curran, Holton, D'Adamo, Young, Pugh, Mitchell, Garey, Reisinger, Stukes, Cain, Rawlings-Blake.



**CITY COUNCIL RESOLUTION - FOR the purpose of joining with Baltimore Youth Congress and Safe and Sound to inaugurate a Baltimore City Student's Education Speak-out through which students attending Baltimore City Public Schools have the opportunity to voice their concerns, hopes, dreams, feelings and expectations as young people who are striving to achieve educational, social, and cultural maturity within the framework of the many challenges that are presented daily by the contemporary society in which they live. - EDUCATION AND LABOR SUBCOMMITTEE (030967)**

**03-1095 Vital Signs - Baltimore is Alive, But is it Getting Better?**

Sponsors: President Dixon, Curran, Holton, D'Adamo, Young, Pugh, Garey, Reisinger, Stukes, Cain, Rawlings-Blake.

**CITY COUNCIL RESOLUTION - FOR the purpose of endorsing the Baltimore Neighborhood Vital Signs Project, an initiative of the Baltimore Neighborhood Indicators Alliance. The purpose of the Vital Signs Project is to measure whether Baltimore's neighborhoods are making progress toward specific goals using indicators - the Vital Signs - that reflect the diverse conditions of neighborhoods and provide the basis for a system of tracking progress toward a shared vision and agreed-upon outcomes that will result in the rejuvenation of our City. - IMMEDIATE ADOPTION (030968)**

**Consent Calendar**

**(See Section A at back of Agenda)**

**Second Reader**

**Finance**

**02-0963 Sale of Property - 5913 Plumer Avenue**

**ORDINANCE - 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 property located at 5913 Plumer Avenue and no longer needed for public use; and providing for a special effective date. (020801)**

**Reported Favorable.**

**Housing, Health, and Human Services**

**03-1035 Informational Hearing - Baltimore City Public Schools - Safe Drinking Water**

CITY COUNCIL RESOLUTION - FOR the purpose of requesting the Chief Executive Officer of Baltimore City Public Schools and the Baltimore City Health Commissioner to address the City Council on the status of the water supply in the public school system; actions being taken to address reports of elevated lead levels; and plans to implement capital improvements or other measures to ensure that our children are not exposed to lead toxins in the future. (030891)

**Reported Favorable.**

## **Judiciary and Legislative Investigations**

### **01-0404 Ethics - Housing Authority of Baltimore City**

ORDINANCE - FOR the purpose of expressly including the Housing Authority of Baltimore City, its commissioners, officers, and employees, within the purview of the Baltimore City Ethics Law; and generally relating to the applicability of the Ethics Law to the Housing Authority. (010100)

**Reported Favorable with Amendment.**

### **03-1046 Preservation of Civil Liberties - USA Patriot Act**

CITY COUNCIL RESOLUTION - FOR the purpose of calling upon local, state, and federal law enforcement agencies when acting within Baltimore City to maintain the civil liberties of individuals, while enforcing the broad measures authorized by the Patriot Act to protect our country from terrorist threat from enemies within our borders and abroad; and requesting members of the Maryland Delegation to the 108th Congress to ensure that the provisions of the Act do not infringe upon the exercise of civil rights by the citizens of Baltimore City. (030903)

**Reported Favorable with Amendment.**

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## **Land Use and Planning**

### **02-0929 Rezoning - 1501-1517, 1601, and 1611 Guilford Avenue; 325/35, 401/03, 405/13, 415/17, and 419/33 East Oliver Street; and 1418 and 1446 Belvedere Street**

ORDINANCE - FOR the purpose of changing the zoning for the following properties: for the property known as 1501-1517 Guilford Avenue, as outlined in red on the accompanying plat, from the M-1-2 Zoning District to the O-R-3 Zoning District; for the properties known as 1601 and 1611 Guilford Avenue, as outlined in blue on the accompanying plat, from the M-1-2 Zoning District to the O-R-2 Zoning District; and for the properties known as 325/35, 401/03, 405/13, 415/17, and 419/33 East Oliver Street and 1418 and 1446 Belvedere Street, as outlined in green on the accompanying plat, from the M-2-2 Zoning District to the O-R-2 Zoning District. (020761)

**Reported Favorable with Amendment.**

**02-0930 Planned Unit Development - Designation - Greenmount West - Arts and Entertainment District**

ORDINANCE - FOR the purpose of approving the application of Charles A. Lankford, Guilford Avenue, LLC, Industrial Roll Co., Lewis Industries, Inc., A&G, LLC, 3 Square Feet, LLC, Venture Vending, Inc., and Venture Amusement Co., Inc., owners of certain properties located at 1501-1517, 1601, and 1611 Guilford Avenue, 325/35, 401/03, 405/13, 415/17, and 419/33 East Oliver Street, and 1418 and 1446 Belvedere Street to have those properties designated an Office-Residential Planned Unit Development; and approving the Development Plan submitted by the applicant. (020762)

**Reported Favorable with Amendment.**

**02-0984 Rezoning - 3500 Clipper Road, 3501 Parkdale Avenue, and Block 3390B, Lots 52 and 52A**

ORDINANCE - FOR the purpose of changing the zoning for the properties known as 3500 Clipper Road, 3501 Parkdale Avenue, and Block 3390B, Lots 52 and 52A, as outlined in red on the accompanying plat, from the M-2-1 Zoning District to the O-R-2 Zoning District (020825)

**Reported Favorable.**

**Third Reader**

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

**03-0998 Rezoning - 802 South Caroline Street**

ORDINANCE - FOR the purpose of changing the zoning for the property known as 802 South Caroline Street, as outlined in red on the accompanying plat, from the M-3 Zoning District to the B-2-2 Zoning District. (030841)

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## **Third Reader (for final passage)**

### **02-0902 Urban Renewal - Mount Vernon - Amendment 10**

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Mount Vernon to permit an exception to the sign regulations, controls, and restrictions on a certain parcel of land located in the Mount Vernon Urban Renewal Area; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date. (020725)

### **02-0928 City Property - Grant of Easement**

ORDINANCE - FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant an easement for an electrical transformer through the parcel of land known as 3051 Liberty Heights Avenue, as shown on the plat numbered RW20-36021 and filed in the Office of the Department of Public Works; and providing for a special effective date. (020760)

### **02-0941 Zoning - Conditional Use Convalescent, Nursing, and Rest Home (Assisted Living) - 472 South Bentalou Street**

ORDINANCE - 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 472 South Bentalou Street, as outlined in red on the accompanying plat. (020773)

### **02-0950 Property Taxes - Semiannual Payments**

ORDINANCE - FOR the purpose of amending the provisions authorizing semiannual payments for property taxes on owner-occupied residential property to conform to the requirements of State law; clarifying, correcting, and conforming certain language; providing for a special effective date; and generally relating to the payment of property taxes on owner-occupied residential property. (020783)

### **02-0970 Sale of Property - A 14.5-Foot Alley and a 24-Foot Alley**

ORDINANCE - 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 no longer needed for highway or other public use and known as the former beds of (1) a 14.5-foot alley laid out in the rear of the properties known as Nos. 201/225 and 227 West Monument Street, extending from Howard Street easterly 167.5 feet, more or less, and (2) a 24-foot alley laid out in the rear of the property known as No. 201/225 West Monument Street, extending from Park Avenue westerly 195 feet, more or less; and providing for a special effective date. (020812)

**03-0992 Baltimore City Landmark List - Cedarwood**

ORDINANCE - FOR the purpose of designating Cedarwood, 4604 North Charles Street, as a historical landmark. (030835)

**03-1000 Rental Properties - Registration Fees**

ORDINANCE - FOR the purpose of repealing the termination provisions of Ordinance 00-191; continuing the fees and per-owner maximums set by that Ordinance for the annual registration of nonowner-occupied dwelling units; providing for a special effective date; and generally relating to the registration of dwellings and dwelling units. (030846)

**03-1019 City Streets - Opening - Fairmount Avenue and a 10.5-Foot Alley**

ORDINANCE - FOR the purpose of condemning and opening (1) Fairmount Avenue, extending from Eutaw Street easterly to Howard Street and (2) a 10.5-foot alley laid out 94 feet, more or less, north of Baltimore Street extending from Howard Street westerly to the end thereof, and lying within the Market Center West project, as shown on Plat 346-A-42 in the Office of the Department of Public Works; and providing for a special effective date. (030872)

**03-1020 City Streets - Closing - Fairmount Avenue and a 10.5-Foot Alley**

ORDINANCE - FOR the purpose of condemning and closing (1) Fairmount Avenue, extending from Eutaw Street easterly to Howard Street and (2) a 10.5-foot Alley laid out 94 feet, more or less, north of Baltimore Street, extending from Howard Street westerly to the end thereof, and lying within the Market Center West project, as shown on Plat 346-A-42A in the Office of the Department of Public Works; and providing for a special effective date. (030873)

**Enrolled Third Reader (for final passage)**

## **02-0701 Acquisitions for Industrial Growth**

ORDINANCE - FOR the purpose of authorizing and clarifying the authority of the Department of Housing and Community Development to exercise certain powers in connection with the acquisition and disposition of land and other property for purposes of industrial growth; expressly authorizing these acquisitions to be made by condemnation; correcting, clarifying, and conforming certain language; and generally relating to the authority of the Mayor and City Council to acquire property for industrial growth. (020486)

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## **Bills Withdrawn**

### **02-0829 The Future Placement of Certain 6th Grade Children Advancing to Baltimore City Public School System Middle Schools**

CITY COUNCIL RESOLUTION - FOR the purpose of requesting the Baltimore City Board of School Commissioners, the Chief Executive Officer of the Baltimore City Public School System, and administrators and parents of students attending Montebello Elementary School, Furman L. Templeton Elementary School, and Gilmore Elementary School, the 3 elementary schools operated pursuant to a Special Program administered by Edison Schools, Inc. that has resulted in the students of the 3 elementary schools remarkably increasing their test scores on national standardized tests, to come together to seek a resolution that will ensure the promotion of the 6th grade children into middle schools that have a similarly high achieving environment.

## **Committee Announcements**

### **Announcements**

## **THE NEXT MEETING OF THE CITY COUNCIL**

### **Adjournment**

### **Cable Hearing Schedule**

**WEDNESDAY, APRIL 16, 2003 AT 5:00 P.M.**

### **Judiciary and Legislative Investigations Committee**

### **Councilmember Curran, Chair**

### **03-1033 - Transit and Traffic - Fines for Parking, Stopping, etc.**

**03-1034 - Informational Hearing - Department of Public Safety and Correctional Services - Proactive Community Supervision**

**WEDNESDAY, APRIL 23, 2003 AT 5:00 P.M.**

**Public Safety Sub-committee, Councilmember Abayomi, Chair**

**02-0876 - In Support of Baltimore City Court Monitors**

**02-0670 - Informational Hearing - The War on Crime in Baltimore City: Is There a Strategic Change in the Deployment of Prosecutorial Weapons?**

**02-0889 - Informational Hearing - Does a Cooperative Criminal Justice System Coalition Exist?**