

City of Baltimore

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



AGENDA

Monday, February 14, 2005

5:00 PM

City Hall

City Council

Sheila Dixon, President of the Council

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 Karen Brau, Amazing Grace Lutheran Church

Pledge of Allegiance

Roll Call

Showcase Baltimore

Red Dress Sunday in Baltimore sponsored by the Eric Davis Foundation and St. Agnes Hospital, Dr. Carlos Ince, Mid-Atlantic Cardiovascular and St. Agnes HealthCare

Approval of the Journal

January 24, 2005

Communications from the Mayor

Executive Nominations

EA-0012 Leonard D. Hamm

EXECUTIVE NOMINATION - Police Commissioner of Baltimore City - 11th District
(050060)

Bills Introduced

05-0030 Supplementary Federal Fund Operating Appropriation - Baltimore City Police Department - \$2,000,000

Sponsors: Council Pres.-Admin.

Requester: Dept. of Finance.

ORDINANCE - FOR the purpose of providing a Supplementary Federal Fund Operating Appropriation in the amount of \$2,000,000 to the Baltimore City Police Department - Program 201 (Field Operations), to provide funding to acquire necessary equipment and training to establish and sustain a regional Urban Search and Rescue Team; and providing for a special effective date. - BUDGET AND APPROPRIATIONS COMMITTEE (050061)

05-0031 Acquisition of Property - Rights-of-Way for Public Utilities for the Rehabilitation of the Biddison Run Interceptor

Sponsors: Council Pres.-Admin.

Requester: Dept. of Public Works.

ORDINANCE - FOR the purpose of authorizing the Mayor and City Council of Baltimore to acquire, by purchase or condemnation, the fee simple or other interests in certain properties located along Biddison Run between Sinclair Lane and Sipple Avenue, and needed for the rehabilitation of the Biddison Run Interceptor, as shown on Plats numbered RW 20-36059 through RW 20-36064 and filed in the Office of the Director of the Department of Public Works; and providing for a special effective date. - ECONOMIC DEVELOPMENT AND PUBLIC FINANCING SUBCOMMITTEE (050062)

05-0032 City Streets - Opening - Certain Streets and Alleys Lying Within the Area Bounded by Orleans Street, Eden Street, May Street, and Central Avenue

Sponsors: Council Pres.-Admin.

Requester: Dept. of Public Works.

ORDINANCE - FOR the purpose of condemning and opening certain streets and alleys lying within the area bounded by Orleans Street, Eden Street, May Street, and Central Avenue, as shown on Plat 346-A-49 in the Office of the Department of Public Works; and providing for a special effective date. - HIGHWAYS AND FRANCHISES SUBCOMMITTEE (050063)

05-0033 City Streets - Closing - Certain Streets and Alleys Lying Within the Area Bounded by Orleans Street, Eden Street, May Street, and Central Avenue

Sponsors: Council Pres.-Admin.

Requester: Dept. of Public Works.

ORDINANCE - FOR the purpose of condemning and closing certain streets and alleys lying within the area bounded by Orleans Street, Eden Street, May Street, and Central Avenue, as shown on Plat 346-A-49A in the Office of the Department of Public Works; and providing for a special effective date. - HIGHWAYS AND FRANCHISES SUBCOMMITTEE (050064)

05-0034 Gating Alleys

Sponsors: Council Pres.-Admin.

Requester: Mayor's Office of Neighborhood's.

ORDINANCE - FOR the purpose of establishing standards and procedures for the gating of alleys; requiring certain petitions, consents, reviews, notices, and hearings; specifying certain minimum requirements for a lease of a gated area; authorizing administrative and judicial reviews of certain decisions; defining certain terms; and generally relating to the gating and leasing of alleys under the authority of City Charter Article II, 35(e) and (f). - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (050065)

05-0035 Urban Renewal - Middle Branch - Amendment _

Sponsors: Council Pres.-Admin.

Requester: Dept. of Housing and Community Development.

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Middle Branch to revise the boundary description for the project area and correct certain rights-of-way within the project area to comply with existing conditions, create a new land use area and specify uses to be allowed, not allowed, regulated conditioned, or otherwise limited, revise provisions for design and rehabilitation standards, propose a zoning district change, and revise exhibits to reflect the changes in the Plan; correcting, clarifying, and conforming certain language; correcting certain references; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in

05-0036 City Property - Naming Engine Company #5 Fire Station to be Roman A. Kaminski Fire Station

Sponsors: D'Adamo, President Dixon, Curran, Mitchell, Kraft.

ORDINANCE - FOR the purpose of naming the Engine Company #5 Fire Station, located at 2120 Eastern Avenue, to be the Roman A. Kaminski Fire Station. - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (050067)

05-0037 Rezoning - 2830 South Hanover Street and Block 7610, Lot 020

Sponsors: Reisinger.

Requester: Hanover Bridge, LLC, c/o Anthony J. Ambridge.

ORDINANCE - FOR the purpose of changing the zoning for the properties known as 2830 South Hanover Street and Block 7610, Lot 020, as outlined in red on the accompanying plat, from the M-2-1 Zoning District to the B-2-2 Zoning District. - LAND USE AND TRANSPORTATION COMMITTEE (050068)

05-0038 Rezoning - Block 6060, Lots 3 and 7

Sponsors: D'Adamo.

Requester: John Englar, c/o Sebastian A. Cross.

ORDINANCE - FOR the purpose of changing the zoning for the property known as Block 6060, Lot 3, as outlined in red on the accompanying plat, from the B-2-1 Zoning District to the B-3-2 Zoning District and for the property known as Block 6060, Lot 7, from the R-6 Zoning District to the B-3-2 Zoning District, as outlined in red on the accompanying plat; and providing for a certain condition. - LAND USE AND TRANSPORTATION COMMITTEE (050069)

05-0039 In Opposition to State Budget Actions - Dissolution of the Prevailing Wage Unit

Sponsors: President Dixon, Holton, Young, Curran, Mitchell, Clarke, Welch, Kraft, Branch, Harris, Spector.

Requester: Casa de Maryland, Inc. Department of Community Organizing and Political Action, c/o Kim Propeack, Esq.

MAYOR AND CITY COUNCIL RES. - FOR the purpose of urging the Governor to reverse the action eliminating funding within the Division of Labor and Industry for the Prevailing Wage Unit that, by law, is responsible for enforcing State prevailing wage laws and for the Employment Standards Service Division that investigates violations of employment rights varying from non-payment of minimum wage to child labor violations; and requesting the Chair and Members of the Baltimore City Senate and House Delegations to the 2005 Session of the Maryland General Assembly to work to restore these offices to full funding. - IMMEDIATE ADOPTION (050075)

05-0040 Planning Commission - Public Hearings

Sponsors: Kraft, Clarke, D'Adamo, President Dixon, Young, Mitchell.

ORDINANCE - FOR the purpose of requiring the Planning Commission to schedule certain public hearings to start after a certain time; and generally relating to hearings by the Planning Commission. - LAND USE AND TRANSPORTATION COMMITTEE (050071)

05-0041 Board of Municipal and Zoning Appeals - Public Hearings

Sponsors: Kraft, Clarke, D'Adamo, President Dixon, Mitchell, Young.

ORDINANCE - FOR the purpose of requiring notice of public hearings by the Board of Municipal and Zoning Appeals to be posted on the subject property; requiring the Board to schedule certain public hearings to start after a certain time; and generally relating to hearings by the Board of Municipal and Zoning Appeals. - LAND USE AND TRANSPORTATION COMMITTEE (050072)

05-0042 Burglar Alarms - Registration Fees - Users

Sponsors: Holton, Young, Mitchell, Kraft, Clarke, Welch, Branch, Harris.

ORDINANCE - FOR the purpose of limiting administrative requirements that may be imposed for renewal of alarm system users' registrations; and generally relating to the registration and regulation of burglar alarm systems. - TAXATION AND FINANCE COMMITTEE (050073)

05-0043 Urban Renewal - Middle East - Amendment _

Sponsors: Branch, Young.

Requester: East Baltimore Development, Inc., c/o Stanley S. Fine, Esq.

ORDINANCE - FOR the purpose of amending the Urban Renewal Plan for Middle East to correct a certain reference and revise Appendix E; 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 (050084)

05-0044 Office of Council Services - Name

Sponsors: President Dixon, Holton, Young, Curran, Mitchell, Kraft, Welch, Branch, Harris.

ORDINANCE - FOR the purpose of renaming the Office of Councilmanic Services to be the Office of Council Services; deleting certain obsolete provisions; and correcting, clarifying, and conforming certain language. - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (050083)

**05-
0012R** **A Permanent Shelter for Day Laborers Awaiting Employment**

Sponsors: President Dixon, Holton, Young, Curran, Harris, Mitchell, Kraft, Branch, Clarke.
Requester: CASA de Maryland, c/o Gustavo Torres, Executive Director.

CITY COUNCIL RESOLUTION - FOR the purpose of supporting the establishment of a center for day workers to assemble while awaiting transport to day jobs or temporary employment offered by employers who are committed to reimbursing them with a fair day's wages for a fair day's work . - EDUCATION, HOUSING, HEALTH AND HUMAN SERVICES (050074)

**05-
0013R** **Informational Hearing - Baltimore False Alarm Program**

Sponsors: Holton, Young, Curran, Harris, Mitchell, Branch, Kraft, Clarke, Welch.

CITY COUNCIL RESOLUTION - FOR the purpose of requesting the Baltimore Police Commissioner, the Finance Director, and officials of Affiliated Computer Services (ACS) to report to the City Council on the current status of the administration of the Baltimore False Alarm Program; the efficacy of the program in lessening the number of false alarms in the City; the amount of revenue generated by the program in registration fees and in fines collected for false alarms; and the ability of the program to be self-sustaining in the future without imposition of the current annual registration fee. - TAXATION AND FINANCE COMMITTEE (050086)

**05-
0014R** **Baltimore Housing - Policies and Procedures**

Sponsors: Clarke, Young, Branch, Kraft.

CITY COUNCIL RESOLUTION - FOR the purpose of requesting that the guidelines entitled BALTIMORE HOUSING: Project Support Policies and Procedures be reverted to draft status; that the Department of Housing and Community Development institute a public notice and review process to ensure transparency of policymaking in revising and adopting this policy, edit and define the terms of these guidelines and produce user-friendly exhibits to ensure clarity and relevance for affected neighborhoods, list selection criteria and an appeal process for inclusion as a "Priority Neighborhood" for capital funding, and report its progress at a public hearing before the City Council, before the implementation of these guidelines. - EDUCATION, HOUSING,

05-0015R Is the High Cost of Meeting Federal Mandates and Repairing Water Main Breaks Breaking the Budgets of Baltimore City Residents?

Sponsors: Young, Harris, Mitchell, Branch.

CITY COUNCIL RESOLUTION - FOR the purpose of requesting the Director of Public Works to address the Baltimore City Council and the citizens of Baltimore on the high cost of water bills; to identify ways of minimizing the impact of federal mandates and needed repairs to an antiquated system; and to advise customers of when relief can be expected from the high cost of water and waste water services. - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (050077)

05-0016R The Baltimore Police Supplemental Account - Request for Status Report

Sponsors: Harris, Young, President Dixon, Curran, Holton, Mitchell, Branch, Kraft, Clarke, Welch.

Requester: Baltimore Retired Police Association, Inc., and Fraternal Order of Police, Lodge No. 3, c/o Frank D. Boston, III.

CITY COUNCIL RESOLUTION - FOR the purpose of requesting the Baltimore Police Commissioner, the Comptroller, and the Department of Finance to report to the City Council on the status of the fund known as the "Baltimore Police Supplemental Account". - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (050078)

05-0017R The Baltimore Police Supplemental Account - Using Funds for Benefit of Police Officers and Their Families

Sponsors: Harris, Young, President Dixon, Curran, Holton, Kraft, Mitchell, Clarke, Welch, Branch.

CITY COUNCIL RESOLUTION - FOR the purpose of requesting that the funds maintained in the "Baltimore Police Supplemental Account" be made available to the "distress assistance funds" of the Baltimore Retired Police Benevolent Association, Inc., and the Baltimore City Fraternal Order of Police, Lodge No. 3, in equal proportions, subject to appropriate safeguards and record-keeping requirements. - JUDICIARY AND LEGISLATIVE INVESTIGATIONS (050079)

05-0018R In Support of State Legislation - (Senate Bill 188/House Bill 248) - Crimes and Criminal Procedure - Victim and Witness Intimidation

Sponsors: Holton, President Dixon, Young, Curran, Harris, Mitchell, Branch, Kraft, Clarke, Welch.

CITY COUNCIL RESOLUTION - FOR the purpose of expressing support for State legislation that addresses the escalating problem of victim witness threats and intimidation in Baltimore and across the State of Maryland by increasing the penalty for such actions and by permitting certain statements made by intimidated witness to be used in court even when the witness is not present; respectfully requesting the Honorable Chairs and Members of the Senate Judicial Proceedings Committee and the House Judiciary Committee to give Senate Bill 188 and House Bill 248, respectively, a favorable report; and urging the Honorable Members of the Senate and House Baltimore City Delegations to the 2005 Maryland General Assembly to secure passage of these

05-0019R In Opposition to the Privatization of Social Security

Sponsors: President Dixon, Holton, Young, Curran, Harris, Mitchell, Welch, Branch, Clarke.

Requester: Metropolitan Council AFL-CIO Unions, c/o Ernest R. Grecco, President.

CITY COUNCIL RESOLUTION - FOR the purpose of expressing opposition to the Administration's plan to adopt the recommendations of the 2001 Commission to Strengthen Social Security to set initial Social Security benefit levels by the rise in inflation over a worker's lifetime rather than by the rise in wage levels. - IMMEDIATE ADOPTION (050081)

05-0020R In Appreciation - Red Dress Sunday

Sponsors: Holton, President Dixon, Young, Curran, Harris, Mitchell, Branch, Kraft, Clarke, Welch.

CITY COUNCIL RESOLUTION - FOR the purpose of expressing appreciation to St. Agnes Health Care and the Eric Davis Foundation for sponsorship of the 1st annual Red Dress Sunday that invites area churches to join together to promote awareness in the African American community of the impact of heart disease on women in America and offering full support for all future celebrations of Red Dress Sunday. - IMMEDIATE ADOPTION (050082)

05-0021R Have a Heart - Take Part in Baltimore's Woman's Heart Day Health Fair

Sponsors: President Dixon, Holton, Young, Curran, Harris, Mitchell, Welch, Branch, Kraft, Clarke.

CITY COUNCIL RESOLUTION - FOR the purpose of supporting the annual National Woman's Heart Day Health Fair at the Baltimore Convention Center on Friday, February 18, 2005, urging all women to attend the fair and participate in Heart Day activities, and requesting all men, young and old, to encourage the women in their lives to take time out to do something for themselves by attending the Woman's Heart Day Health Fair. - IMMEDIATE ADOPTION (050085)

Consent Calendar

(See Section A at back of Agenda)

Second Reader

Executive Appointments

EA-0001 Tracy K. Gosson

EXECUTIVE NOMINATION - President - Recreation and Parks Board - 1st District (040001)

Recommend Confirmation.

EA-0002 Carolyn D. Wainwright

EXECUTIVE NOMINATION - Member - Recreation and Parks Board - 11th District (040002)

Recommend Confirmation.

EA-0003 Martin G. Knott, Jr.

EXECUTIVE NOMINATION - Member - Recreation and Parks Board (040003)
Recommend Confirmation.

EA-0004 Frederick M. Hopkins

EXECUTIVE NOMINATION - Member - Recreation and Parks Board - 6th District
(040004)
Recommend Confirmation.

EA-0005 Wendell Peters Rawlings

EXECUTIVE NOMINATION - Member - Recreation and Parks Board - 11th District
(040005)
Recommend Confirmation.

EA-0006 Dean S. Harrison

EXECUTIVE NOMINATION - Member - Recreation and Parks Board - 5th District
(040006)
Recommend Confirmation.

EA-0007 Samuel Rodriguez, Jr.

EXECUTIVE NOMINATION - Member - Recreation and Parks Board - 14th District
(040007)
Recommend Confirmation.

EA-0008 Catherine E. Pugh

EXECUTIVE NOMINATION - Member - Board of Licenses for Street Entertainers - 7th
District (040008)
Recommend Confirmation.

EA-0009 J. Kirby Fowler, Jr.

EXECUTIVE NOMINATION - Member - Board of Licenses for Street Entertainers - 4th
District (040009)
Recommend Confirmation.

EA-0010 Randall F. Vega

**EXECUTIVE NOMINATION - Member - Board of Licenses for Street Entertainers
(040010)**

Recommend Confirmation.

EA-0011 Edward J. Gallagher

EXECUTIVE NOMINATION - Member - Parking Authority Board - 4th District (050026)

Recommend Confirmation.

Third Reader

Committee Announcements

Announcements

**THE NEXT MEETING OF THE CITY COUNCIL WILL BE HELD ON
MONDAY, FEBRUARY 28, 2005, AT 5 P.M.**

Adjournment