

NINTH DAY

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FIRST COUNCILMANIC YEAR – SESSION OF 2004 - 2007

**JOURNAL**  
**CITY COUNCIL OF BALTIMORE**

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May 2, 2005

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The Reverend Dr. Holger Roggelin, Pastor of Zion Church of the City of Baltimore, led the Council in Prayer.

The President and members of the Council recited the Pledge of Allegiance to the Flag.

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The City Council of Baltimore met pursuant to adjournment. Present: Sheila Dixon, President, and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke

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Councilmember Rawlings Blake, duly seconded, made a motion to journalize the invocation. It was so ordered.

God, our Creator, in scripture you have given us a vision of that holy city to which all the nations of the earth bring their glory, and through your prophet you have taught your people to actively seek the welfare of the cities in which we live.

We give you thanks for giving this great dwelling place to us who have come from many nations and cultures. Look upon our city of Baltimore with mercy and renew our vision and belief. Empower us to fight poverty, prejudice, violence, and addiction, so that peace may prevail with righteousness, and justice with order.

Bless all in authority, especially the president and members of this city council. Give them wisdom and strength to know your will and seek the common good. Give them courage to stand any temptations of office. Help them remember that they are called to serve the people as lovers of truth and justice, and help us, the citizens of this City, to stand by them, always respecting their work and supporting them in their difficult task.

Renew, we pray, the ties of mutual regard and of caring that form the core of our civic life.

**Journal of the City Council**

Today we pray especially for Baltimore's school system. We lift up before you those who learn, their parents and guardians, as well as those who teach and administer. They all need help and encouragement in these troubled times. Let each of us be faithful in our own responsibility for the young generation, so that all schools, public, private and charter, be beacons of hope in their communities as safe places of sound learning, truthful education and the opportunity of pursuit of wisdom for all.

May the blessing and peace of God guide you in your work and be on this city, today and always.

AMEN

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**SHOWCASE BALTIMORE**

John P. Stewart, Executive Director of the Commission on Aging and Retirement Education (C.A.R.E.) delivered a presentation about Older Americans Month and Life-Line in the State of Maryland.

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**JOURNAL APPROVED**

The Journal of April 18, 2005 was read and approved.

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**INTRODUCTION AND READ FIRST TIME**

The President laid before the City Council the following bills and Resolutions of the Mayor and City Council for first reading:

**Bill No. 05-0104** - By President Dixon (The Administration):

An Ordinance providing the appropriations estimated to be needed by each agency of the City of Baltimore for operating programs and capital projects during the fiscal 2006 year - Ordinance of Estimates for the 2006 Fiscal Year.

The bill was read the first time and referred to the Budget and Appropriations Committee and Committee of the Whole.

**Bill No. 05-0105** - By President Dixon (The Administration):

An Ordinance providing a tax for the use of the Mayor and City Council of Baltimore for the period July 1, 2005 through June 30, 2006; setting the semiannual payment service charge for that period; and providing for a special effective date - annual property tax rate for Fiscal Year 2006.

The bill was read the first time and referred to the Budget and Appropriations Committee and Committee of the Whole.

**Bill No. 05-0106** - By President Dixon (The Administration):

An Ordinance providing a Supplementary Convention Center Hotel Loan Fund Capital Appropriation in the amount of \$305,000,000 to the Department of Housing and Community Development (Account #9910-602-831), to provide funds for the construction and development of a Convention Center Headquarters Hotel; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Finance, Baltimore Area Convention and Visitors Association, Board of Estimates, Committee of the Whole.

**Bill No. 05-0107** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$1,000,000 to the MR-Amtrak Corridor Project (Account #9904-129-157), to provide funds for a beautification project along the Amtrak corridor in East Baltimore; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0108** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$1,000,000 to the Enoch Pratt Free Library (Account #9936-458-201), to provide funds for capital maintenance at the library branches; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Enoch Pratt Free Library, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0109** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$2,000,000 to the Department of Finance (Account #9908-149-030), to provide funds to

complete Phase 1 of the new Integrated Property Tax System; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0110** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$1,000,000 to the Department of Housing and Community Development (Account #9910-587-902), to provide funds to reduce the backlog of boarding and cleaning requirements; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Housing and Community Development, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0111** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$1,000,000 to the Department of Housing and Community Development (Account #9910-587-903), to provide funds to reduce the backlog of demolition projects; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Housing and Community Development, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0112** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$4,000,000 to the MR-Office of Information Technology (Account #9904-129-038), to provide funds to expand the placement of CCTV cameras; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Mayor's Office of Information Technology, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0113** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$800,000 to the MR-Public Markets (Account #9904-129-156), to provide funds for

infrastructure improvement projects in various City public markets; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0114** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$2,100,000 to the Department of Public Works-Solid Waste (Account #9948-517-522), for the acquisition of a storage and operations facility for Solid Waste equipment; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Public Works, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0115** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$4,000,000 to the Department of Public Works-General Services (Account #9916-194-190), to provide funds for replacing a portion of the City's aging fleet; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Public Works, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0116** - By President Dixon (The Administration):

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

The bill was read the first time and referred to the Planning Commission, Department of Public Works, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0117** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$600,000 to the Department of Recreation and Parks (Account #9938-475-713), to provide

funds to replace aging mowing equipment throughout the City parks; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Recreation and Parks, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0118** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$1,000,000 to the Department of Recreation and Parks (Account #9938-477-033), to provide funds for maintenance and repair of recreation center roofs and HVAC systems; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Recreation and Parks, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0119** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$30,000 to the Enoch Pratt Free Library – Program 450 (Administration & Technical Services), to provide funds for a new marketing campaign; and providing for a special effective date.

The bill was read the first time and referred to the Enoch Pratt Free Library, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0120** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the Enoch Pratt Free Library – Program 452 (Neighborhood Services), to provide funds to purchase additional books; and providing for a special effective date.

The bill was read the first time and referred to the Enoch Pratt Free Library, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0121** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the Baltimore City Department of Health – Program 304 (Health Promotion and Disease Prevention), to provide funds for AIDS prevention programs targeted toward youths; and providing for a special effective date.

The bill was read the first time and referred to the Health Department, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0122** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$1,000,000 to the Baltimore City Health Department – Program 308 (Maternal and Child Health), to provide funds for Operation Safe Kids; and providing for a special effective date.

The bill was read the first time and referred to the Health Department, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0123** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$700,000 to the Department of Housing and Community Development – Program 585 (Baltimore Development Corporation), to provide funds for a fire escape at 7 East Redwood Street; and providing for a special effective date.

The bill was read the first time and referred to the Department of Housing and Community Development, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0124** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$750,000 to the MR-Art and Cultural Grants – Program 493 (Art and Cultural Grants), to provide funds for grants to cultural institutions; and providing for a special effective date.

The bill was read the first time and referred to the Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0125** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$100,000 to the MR-Office of Children, Youth and Families – Program 350 (Children, Youth and Families), to provide funds for faith-based mentoring programs; and providing for a special effective date.

The bill was read the first time and referred to the Mayor’s Office of Children, Youth and Families, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0126** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the MR-Civic Promotion – Program 590 (Civic Promotion), to provide funding for a Convention Center Opportunity Fund; and providing for a special effective date.

The bill was read the first time and referred to the Baltimore Area Convention and Visitors Association, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0127** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$3,400,000 to the MR-Miscellaneous General Expenses – Program 122 (Miscellaneous General Expenses), to provide funds for after school programs/community schools; and providing for a special effective date.

The bill was read the first time and referred to the Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0128** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$250,000 to the MR-Office of Employment Development – Program 639 (Special Services), to provide funds for an Ex Offender Program; and providing for a special effective date.

The bill was read the first time and referred to the Mayor's Office of Employment Development, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0129** - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the MR-Office of Employment Development – Program 639 (Special Services), to provide funds for the Summer Jobs Program; and providing for a special effective date.

The bill was read the first time and referred to the Mayor's Office of Employment Development, Department of Finance, Board of Estimates, Budget and Appropriations Committee.

**Bill No. 05-0130** - By President Dixon (The Administration):

An Ordinance granting a franchise to Printers' Square Apartments Limited Partnership to construct, use, and maintain a private enclosed bridgeway above and across the Hunter Street right-of-way, subject to certain terms, conditions, and reservations; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Planning Department, Department of Housing and Community Development, Department of Public Works, Department of Transportation, Fire Department, Board of Estimates, Highways and Franchises Subcommittee.

**Bill No. 05-0131** - By President Dixon (The Administration):

An Ordinance granting a franchise to Printers' Square Apartments Limited Partnership to construct, use, and maintain a private enclosed bridgeway above and across the Hunter Street right-of-way, subject to certain terms, conditions, and reservations; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Planning Department, Department of Housing and Community Development, Department of Public Works, Department of Transportation, Fire Department, Board of Estimates, Highways and Franchises Subcommittee.

**Bill No. 05-0132** - By President Dixon (The Administration):

An Ordinance granting a franchise to Dome Corporation to construct, use, and maintain a private pedestrian bridgeway above and across Mason Lord Drive right-of-way, subject to certain terms, conditions, and reservations; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Transportation, Fire Department, Board of Estimates, Highways and Franchises Subcommittee.

**Bill No. 05-0133** - By President Dixon (The Administration):

An Ordinance authorizing the release and surrender by the Mayor and City Council of Baltimore of all its interests in and to the 10-foot wide right-of-way heretofore granted to the City of Baltimore through the property of East Harbor Marine Center, L.L.C. The location and course of the right-of-way to be released is shown on a plat numbered BS20-25263; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Planning Commission, Department of Housing and Community Development, Department of Public Works, Baltimore City Parking Authority, Department of Transportation, Highways and Franchises Subcommittee.

**Bill No. 05-0134** - By President Dixon (The Administration):

An Ordinance granting a franchise to Canton Crossing Park, LLC, to construct, use, and maintain 3 private electrical and communications ductbanks and 4 private heating and cooling water mains under the South Clinton Street right-of-way, subject to certain terms, conditions, and reservations; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Transportation, Fire Department, Board of Estimates, Highways and Franchises Subcommittee.

**Bill No. 05-0135** - By Councilmember Clarke:

An Ordinance modifying the parking limitations within the Oakenshawe Residential Parking Area; correcting, clarifying, and conforming certain language; and generally relating to the Residential Permit Parking Program.

The bill was read the first time and referred to the City Solicitor, Baltimore City Parking Authority, Department of Transportation, Department of Finance, Land Use and Transportation Committee.

**Bill No. 05-0136** - By Councilmembers Kraft, Young, Welch, D'Adamo, Harris, Branch, President Dixon, Councilmembers Mitchell, Conaway, Clarke:

An Ordinance authorizing the introduction, in hearings on claims for certain disability or death benefits, of certain doctors' reports and certain findings of the State Workers' Compensation Commission; providing for the effect of those Workers' Compensation Commission findings on the parties' respective burdens of proof; requiring a hearing officer to exercise his or her subpoena power under certain circumstances; repealing certain obsolete or redundant provisions; correcting, clarifying, and conforming certain language; and generally relating to claims under the Fire and Police Employees' Retirement System for disability or death benefits.

The bill was read the first time and referred to the City Solicitor, Fire and Police Employees' Retirement System, Department of Human Resources, Department of Finance, Taxation and Finance Committee.

**Bill No. 05-0137** - By Councilmembers Clarke, Welch, D'Adamo:

An Ordinance modifying the tax rate imposed on wired residential telecommunications service; providing for a special effective date; and generally relating to the imposition, computation, and collection of a telecommunications tax.

The bill was read the first time and referred to the City Solicitor, Department of Finance, Taxation and Finance Committee.

The President laid before the City Council the following Council Resolutions for first reading:

**Bill No. 05-0046R** - By Councilmembers Rawlings Blake, Holton, Young, Curran, Branch, Harris, Reisinger, Welch, President Dixon, Councilmembers D'Adamo, Kraft, Conaway:

A Resolution requesting the Director of Human Resources to explore the possibility of developing an income-specific financial education curriculum for City of Baltimore employees and exploring the efficacy of requiring certain employees to take part in money management courses prior to certain changes in employment and salary status.

The bill was read the first time and referred to the Department of Human Resources, Department of Finance, Judiciary and Legislative Investigations Committee.

**Bill No. 05-0047R** - By Councilmember Rawlings Blake, President Dixon, Councilmembers Young, Holton, Curran, Harris, Branch, Reisinger, Welch, Mitchell, Conaway, Kraft:

A Resolution requesting the Director of Public Works and the Commissioner of Housing to report to the City Council on the feasibility and programmatic efficacy of transferring the Adopt-A-Lot Program from the Department of Public Works to the Department of Housing and Community Development to become an integral component of the comprehensive neighborhood beautification strategy.

The bill was read the first time and referred to the Department of Recreation and Parks, Department of Public Works, Department of Housing and Community Development, Department of Finance, Judiciary and Legislative Investigations Committee.

**Bill No. 05-0048R** - By Councilmember Mitchell, President Dixon, Councilmembers Young, Holton, Curran, Harris, Branch, Reisinger, Kraft, Welch, Clarke, Rawlings Blake, D'Adamo:

A Resolution requesting the CEO of Baltimore City Public Schools to report to the City Council on what progress is being made in approving new and transitional charter schools to provide Baltimore City children with an alternative and demonstrably effective educational experience.

The bill was read the first time and referred to the Baltimore City Public School System, Education, Housing, Health, and Human Services Committee.

**Bill No. 05-0049R** - By Councilmember Mitchell, President Dixon, Councilmembers Young, Holton, Curran, Branch, Harris, Reisinger, Rawlings Blake, Clarke, Kraft, Welch, D'Adamo:

Introduced: May 2, 2005  
(Read and adopted)

#### A COUNCIL RESOLUTION CONCERNING

#### In Support of National Charter School Week, May 1-7, 2005

FOR the purpose of expressing support for National Charter School Week and the development of charter schools that increase opportunities for learning, provide access to quality education for all students, and create a choice for parents and students within the public school system.

#### Recitals

Charter schools are nonsectarian public schools of choice that operate with freedom from many of the regulations that apply to traditional public schools. The basic concept of these schools is that they exercise increased autonomy in return for accountability for both academic results and fiscal practices to the sponsor that grants them, the parents that choose them, and the public that funds them.

The “charter” that establishes each school is a performance contract detailing the school’s mission, program goals, students served, methods of assessment, and is a way to measure success. The length of time for which the charters are granted varies from 3 to 5 years. During this period, the schools must produce positive academic results and otherwise adhere to the charter contract that is renewable by the granting entity – usually a state or local school board.

According to *Apples to Apples: An Evaluation of Charter Schools Serving General Student Populations*, a publication of the Manhattan Institute for Policy Research, charter schools have spread across the country rapidly; there are now nearly 3,000 schools spread across 39 states and the District of Columbia, and they are educating approximately 700,000 students. The study, the 1<sup>st</sup> national empirical study of charter schools, “compares apples to apples” by comparing test scores at charter schools and regular public schools serving similar student populations.

Measuring test score improvements in 11 states over a 1-year period, the study found that charter schools serving the general student population outperformed nearby regular public schools on math tests by 3 percentile points for a student starting at the 50<sup>th</sup> percentile and by 2 percentile points on reading tests. The strongest results were in Florida and Texas, where student scores improved by 7 and 8 and 6 percentile points respectively.

Despite the proven record of success of charter schools, proponents in Baltimore face many obstacles to their development, and a policy adopted by the school board limits the number of new charter schools. To date, only 5 new charter schools have been given conditional approval, and 7 others have been authorized to transition from the “new schools initiative” to charter status.

The widespread dissatisfaction of City residents with public schools, that has far reaching implications for the social, cultural, and economic well-being of Baltimore City, should lead local officials to encourage and support parents and educators interested in developing an educational alternative that has a demonstrated record of success in other subdivisions across the country.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That this Body supports National Charter School Week and the development of charter schools that increase opportunities for learning, provide access to quality education for all students, and create a choice for parents and students within the public school system.

**AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Mayor, the State Superintendent of Education, the CEO of Baltimore City Public Schools, and the Mayor’s Legislative Liaison to the City Council.

Councilmember Mitchell made a motion, which was duly seconded, that the Rules be suspended.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D’Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Rules “Suspended”.

Then Councilmember Mitchell made a motion, which was duly seconded, that the Resolution be adopted.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D’Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution “Adopted”.

**Bill No. 05-0050R** - By Councilmembers Kraft, Young, Curran, Branch, Harris, Reisinger, Clarke, D'Adamo, Rawlings Blake, Conaway:

A Resolution requesting that the City of Baltimore look into formulating a Clean Energy Policy and purchasing a form of clean renewable energy to benefit the City of Baltimore as well as its citizens.

The bill was read the first time and referred to the Department of Public Works, Bureau of Purchases, Education, Housing, Health, and Human Services Committee.

**Bill No. 05-0051R** - By Councilmember Kraft, President Dixon, Councilmembers Rawlings Blake, Young, Curran, Holton, Harris, Branch, Reisinger, Clarke, Welch, Conaway:

Introduced: May 2, 2005  
(Read and adopted)

#### **A COUNCIL RESOLUTION CONCERNING**

#### **Archbishop Iakovos – A Celebration of Life**

FOR the purpose of celebrating the life of Archbishop Iakovos, by acknowledging his efforts in transforming the Greek Orthodox Church in the Americas while continuously championing religious unity and human rights, as well as being a spiritual leader, who believed in Ecumenism, or as he defined it, the hope for international understanding, humanitarian allegiance, for true peace based on justice and dignity, and for God's continued presence and involvement in modern history.

#### **Recitals**

Archbishop Iakovos was born Demetrios Coucouzis on the Island of Imvros, Turkey, in 1911. He graduated from the Ecumenical Patriarchal Theological School at Halki, after which he was ordained to the diaconate in 1934, taking the name Iakovos. Ordained to the priesthood in 1940 in Lowell, MA, he held several pastorates. He also taught and served as assistant dean of Holy Cross Greek Orthodox Theological School, then located in Pomfret, CT. In 1945, he earned a Master of Sacred Theology Degree from Harvard University.

As the Archbishop and spiritual leader of his American flock, he continuously celebrated its gifts and encouraged it to fulfill its full potential in the landscape of America. He marched with Dr. Martin Luther King, Jr., in 1965, in Selma, Alabama, and was a fervent and outspoken champion for the cause of civil rights. His commitment to that cause was exemplified in the 1990's when he lent his support to a National Council of Churches USA campaign to raise funds for burned African American churches.

Under his leadership, the Greek Orthodox Archdiocese grew from a small ethnic church community into a strong and vibrant church with a powerful voice for Christian ethics and values. Archbishop Iakovos stood with Christians from many cultures and backgrounds to further the ideal of Christian unity. His deep belief in ecumenism was demonstrated by his strong support of ecumenical councils as well as his historic challenges to them. He was a president of the World Council of Churches and introduced many people around the world to ecumenism.

Archbishop Iakovos established dialogues with Protestant and Roman Catholics and carried his witness into the oval offices of nine U.S. presidents. All who knew him were gratified when he received the nation's highest civilian honor in 1980, when President Jimmy Carter bestowed upon him the Presidential Medal of Freedom.

His Eminence, Archbishop Iakovos was a tireless servant of God who leaves a towering legacy of faith, justice and unity not only for all who knew and worked with him -- but for all who will benefit from his endeavors.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That this Body hereby celebrates the life of Archbishop Iakovos, by acknowledging his efforts in transforming the Greek Orthodox Church in the Americas while continuously championing religious unity and human rights, as well as being a spiritual leader who believed in the hope for international understanding, humanitarian allegiance, for true peace based on justice and dignity, and for God's continued presence and involvement in modern history.

**AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Mayor, the Mayor's Legislative Liaison to the Council and to the Family of Archbishop Iakovos.

Councilmember Kraft made a motion, which was duly seconded, that the Rules be suspended.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Rules "Suspended".

Then Councilmember Kraft made a motion, which was duly seconded, that the Resolution be adopted.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution "Adopted".

**Bill No. 05-0052R** - By Councilmember Holton, President Dixon, Councilmembers Young, Curran, Branch, Reisinger, Clarke, Kraft, Harris, Welch, Rawlings Blake, Conaway, Mitchell, D'Adamo:

Introduced: May 2, 2005  
(Read and adopted)

#### A COUNCIL RESOLUTION CONCERNING

#### May 1-8 – Cover the Uninsured Week 2005

FOR the purpose of endorsing May 1-8 as *Cover the Uninsured Week 2005* to emphasize that today 45 million Americans, 8 million of them children and 740,000 of them Marylanders, have no health insurance; joining individuals and organizations from every sector of society to bring attention to the fact that health care coverage for all Americans must be the top priority of government and the private sector; applauding the thousands of business owners, union members, educators, students, patients, hospital staff, physicians, nurses, faith leaders and their congregants, and others who will mobilize this week to spotlight the fact that too many are living without health insurance; and congratulating St. Agnes Hospital and other health-related institutions that have set a goal of enrolling area residents in health insurance programs.

#### Recitals

Federal government officials estimate that 45 million Americans lack health insurance coverage of any kind for an entire year, 10s of millions of Americans go without coverage for shorter periods of time, and the problem is getting worse. Recently released figures show that the 45 million figure – 15.6% of the total population – is up from 15.2 % the previous year.

Because most elderly people are covered by Medicare, nearly all of the uninsured are under age 65. Near elderly people, those ages 55-64, who consume more health care on average than younger adults, account for approximately 1 in 8 uninsured non-elderly adults, about 10.2%. People ages 25 to 44 account for 50% of uninsured non-elderly adults.

Sadly, nearly 20% of uninsured Americans – 8.4 million individuals – are children. Although children are more likely to be insured than non-elderly adults, those children that are

uninsured are more likely to lack a regular source of health care, to go without needed care, and to experience worse health care outcomes.

According to Employee Benefit Research Institute estimates, 38.3% uninsured children are White, 34.8 % are Hispanic, and 19.1% are Black. However, Hispanic children are far more likely to be uninsured (21%) than non-Hispanic White children (7.4%), Black children (14%), and Asian children (1.4%). 3 in 10 children (29.3%) without coverage are under 6 years old.

While 1 in 3 uninsured children live in families below the poverty line and another 1/3rd live in families making between 100% to 200% of the poverty rate, almost 2/3rd (63.1%) of all children live in households in which the head of the family is employed full time throughout the year. Only 17.8% of all uninsured children live in households headed by a family head who did not work the previous year.

Statistics show that there is a health care crisis in America and that children are disproportionately affected. The health care children receive in their developing years to a large part determines the quality of life they can enjoy throughout their adult lives. We all must wake up to the fact that when it comes to health insurance, the old adage is true – an ounce of prevention is truly worth a pound of cure.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That this Body endorses May 1-8 as *Cover the Uninsured Week 2005* to emphasize that today 45 million Americans, 8 million of them children and 740,000 of them Marylanders, have no health insurance; joins individuals and organizations from every sector of society to bring attention to the fact that health care coverage for all Americans must be the top priority of government and the private sector; applauds the thousands of business owners, union members, educators, students, patients, hospital staff, physicians, nurses, faith leaders and their congregants, and others who will mobilize this week to spotlight the fact that too many are living without health insurance; and congratulates St. Agnes Hospital and other health-related institutions that have set a goal of enrolling area residents in health insurance programs.

**AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Mayor, the President and CEO of St. Agnes Health Care, the Health Commissioner, and the Mayor's Legislative Liaison to the City Council.

Councilmember Holton made a motion, which was duly seconded, that the Rules be suspended.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Rules “Suspended”.

Then Councilmember Holton made a motion, which was duly seconded, that the Resolution be adopted.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution “Adopted”.

**Bill No. 05-0053R** - By Councilmember Holton, President Dixon, Councilmembers Young, Curran, Branch, Harris, Reisinger, Clarke, Kraft, Welch, D'Adamo, Rawlings Blake, Conaway, Mitchell:

A Resolution expressing support for World Asthma Day and endorsing the efforts of the Global Initiative for Asthma (GINA) to call attention to the need for better asthma treatment and control and to call upon local health care professionals to commit the needed fiscal and programmatic resources needed to positively affect the outcomes for many children who suffer the ravages of this illness in homes throughout the Baltimore metropolitan area.

The bill was read the first time and referred to the Health Department, Department of Housing and Community Development, Education, Housing, Health, and Human Services Committee.

**Bill No. 05-0054R** - By President Dixon, Councilmembers Young, Holton, Curran, Branch, Harris, Reisinger, Clarke, Kraft, Welch, Rawlings Blake, Conaway, Mitchell:

A Resolution requesting the Chief of Occupational and Environmental Medicine, Mercy Medical Center, the Director of Finance, and the Risk Manager, Office of Risk Management and Division of Safety to report to the City Council on the efficacy of the contract to provide medical services to City employees.

The bill was read the first time and referred to the City Solicitor, Department of Finance, Department of Human Resources, Labor Commissioner, Judiciary and Legislative Investigations Committee.

#### **MOTION TO INVOKE RULE 9-1**

Councilmember Rawlings Blake made a motion, which was seconded, to invoke Rule 9-1 in order to introduce a bill before the Council this evening.

The motion carried without exception, and the President ordered that the Bill be given the number C.C. 05-0055R.

**Bill No. 05-0055R** - By President Dixon, Councilmembers D'Adamo, Harris, Holton, Young, Kraft, Curran, Spector, Rawlings Blake, Conaway, Welch, Reisinger, Mitchell, Branch, Clarke:

Introduced: May 2, 2005  
(Read and adopted)

**A COUNCIL RESOLUTION CONCERNING**

**Brenda S. Williams – In Appreciation**

FOR the purpose of expressing appreciation to Brenda S. Williams, Legislative Policy Analyst, Office of Council Services for 25 years of dedicated professional service to the Mayor and City Council and citizens of the City of Baltimore, recognizing her selfless commitment of time and resources, and congratulating her on the ability to appreciate the sunshine and weather the storms of local government administration for 2 ½ decades.

**Recitals**

On April 30, 2005, Brenda S. Williams will celebrate the 25<sup>th</sup> anniversary of exemplary service to the members of the City Council. In her position as staff to committees of the council she has donned many hats including those of organizer, record keeper, official reporter, and, in some instances, referee.

Brenda has served during the terms of 4 mayors : William Donald Schaeffer, Clarence “Du” Burns, Kurt Schmoke, and Martin O’ Malley; 6 Council Presidents: Walter Orlinsky, Clarence “Du” Burns, Frank Gallagher, Mary Pat Clarke, Lawrence Bell and Sheila Dixon, and 3 Directors.

The members of the Baltimore City Council, the Office of Council Services, the Department of Legislative Reference, and other city employees she serves alongside hold Brenda in high esteem for her professionalism, her thorough knowledge of politics and the inner workings of local government, and her ability to maintain a dignified and equanimous nature throughout.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That this Body hereby expresses appreciation to Brenda S. Williams, Legislative Policy Analyst, Office of Council Services for 25 years of dedicated professional service to the Mayor and City Council and citizens of the City of Baltimore, recognizing her selfless commitment of time and resources, and congratulating her on the ability to appreciate the sunshine and weather the storms of local government administration for 2 ½ decades.

**AND BE IT FURTHER RESOLVED**, That a copy of this Resolution be sent to the Mayor, Brenda S. Williams and Family, the Director, Office of Council Services, and the Mayor's Legislative Liaison to the City Council.

Councilmember Harris made a motion, which was duly seconded, that the Rules be suspended.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Rules "Suspended".

Then Councilmember D'Adamo made a motion, which was duly seconded, that the Resolution be adopted.

The roll was called on the motion, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution "Adopted".

#### **CONSENT CALENDAR**

CEREMONIAL RESOLUTIONS No. 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, AND 640 ADOPTED UNDER RULE 3-9.

The resolutions were read.

The roll was called on the adoption of the resolutions, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the resolutions adopted under Rule 3-9.

**Ceremonial Resolutions will be found at the end of the Journal.**

**ACTION ON EXECUTIVE APPOINTMENTS**

Councilmember Young made a motion, which was duly seconded, that the favorable report of the Committee on Executive Appointments be adopted.

The Appointment of

SEAN R. MALONE

Labor Commissioner for Baltimore City

COMMISSION:

Labor Commission

EXPIRATION OF TERM:

December 7, 2007

The motion prevailed.

The President declared the favorable report adopted.

Councilmember Young made a motion, which was duly seconded, that the appointment of Sean R. Malone be confirmed.

The roll was called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the appointment of Sean R. Malone confirmed.

Councilmember Young made a motion, which was duly seconded, that the favorable report of the Committee on Executive Appointments be adopted.

The Appointment of

J. KEITH SCROGGINS

Head of Bureau of General Services

DEPARTMENT:

Department of Public Works

EXPIRATION OF TERM: December 7, 2007

The motion prevailed.

The President declared the favorable report adopted.

Councilmember Young made a motion, which was duly seconded, that the appointment of J. Keith Scroggins be confirmed.

The roll was called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the appointment of J. Keith Scroggins confirmed.

Councilmember Young made a motion, which was duly seconded, that the favorable report of the Committee on Executive Appointments be adopted.

The Appointment of

JAY G. SAKAI Bureau Head of Bureau of Water and Wastewater

DEPARTMENT: Department of Public Works

EXPIRATION OF TERM: December 7, 2007

The motion prevailed.

The President declared the favorable report adopted.

Councilmember Young made a motion, which was duly seconded, that the appointment of Jay G. Sakai be confirmed.

The roll was called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the appointment of Jay G. Sakai confirmed.

COMMITTEE REPORTS

**BILL NO. 05-0075 REPORTED FAVORABLY, WITH AMENDMENTS,  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Holton, for the Economic Development and Public Financing Subcommittee, reported Bill No. 05-0075 favorably, with amendments.

An Ordinance postponing, for an interim period, the automatic termination of the Minority and Women’s Business Program; providing for a special effective date; and generally relating to minority and women’s business enterprises.

Amendments to City Council Bill No. 05-0075

**Amendment No. 1**

On page 1, in line 5, after the first semicolon, insert “making certain findings;”.

**Amendment No. 2**

On page 1, after line 21, insert:

“SECTION 2. AND BE IT FURTHER ORDAINED, That the Mayor and City Council finds that the existing disparity study remains a valid factual predicate for the Minority and Women’s Business Program and provides sufficient legal justification for continuing the Program during the interim extension period enacted by this Ordinance.”.

**Amendment No. 3**

On page 2, in line 1 and line 3, strike “**2**” and “**3**”, respectively, and substitute “**3**” and “**4**”, respectively.

The amendments were read and adopted.

Favorable report, as amended, adopted.

The bill, as amended, was read the second time and ordered printed for third reading.

**BILL NO. 05-0016R REPORTED FAVORABLY  
AND ADOPTED**

Councilmember Curran, for the Judiciary and Legislative Investigations Committee, reported Bill No. 05-0016R favorably.

**A COUNCIL RESOLUTION CONCERNING****The Baltimore Police Supplemental Account – Request for Status Report**

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”.

**Recitals**

The history of the Baltimore Police Supplemental Account, as set forth by the United States Attorney for the District of Maryland, can be summarized as follows:

1. In January 1929, the Baltimore Police Department established an “Athletic Fund”, which was created in part from the proceeds from the sale of tickets to athletic events participated in by departmental teams. The Athletic Fund was used for, among other things, expenses related to Police Department athletic events and pistol team matches.
2. In October 1931, the Baltimore Police Department established the “Unemployed and Emergency Fund”, which was created in part through contributions and donations. The Unemployed and Emergency Fund was used primarily to make temporary loans to indigent employees of the Police Department. The Fund was maintained at the Union Trust Co. of Maryland (“Union Trust”).
3. In December 1933, after President Franklin D. Roosevelt declared a “bank holiday”, Union Trust reorganized and replaced deposited funds in the Unemployed and Emergency Fund with shares of stock in Union Trust. These stock certificates, which were issued in the name of the “Police Commissioner of Baltimore City Unemployed and Emergency Fund”, were held in a separate investment account in the same name.
4. In December 1936, the Baltimore Police Department established a “Christmas Basket Fund”, which was created in part from commissions on the sales of theatre tickets and donations. The Christmas Basket Fund was used primarily to make temporary loans to employees of the Police Department and to make charitable donations.
5. In May 1983, the Athletic Fund and the Christmas Basket Fund, along with the checking account for the Unemployed and Emergency Fund, were closed, and the proceeds of those accounts were deposited into the newly-created “Baltimore Police Supplemental Account” (the “Supplemental Account”).
6. Although no written guidelines governed the use of the Supplemental Account, the Supplemental Account was required to be used for the benefit of the Police Department.
7. Between December 1933 and May 2000, the Union Trust stock was converted into stock of several successor financial institutions, splitting several times and appreciating significantly.

8. As of May 9, 2000, the balance in the Supplemental Account was approximately \$1,153.51.
9. On or about May 9, 2000, the then-Police Commissioner directed the sale of approximately 2,500 shares of stock held in the "Police Commissioner of Baltimore City Unemployed and Emergency Fund". On or about May 23, 2000, the proceeds of that sale of stock, approximately \$112,185.00, were deposited into the Supplemental Account.
10. On or about October 15, 2001, the then-Police Commissioner directed the sale of approximately 1,150 shares of stock held in the "Police Commissioner of Baltimore City Unemployed and Emergency Fund". On or about November 13, 2001, the proceeds of that sale of stock, approximately \$50,113.35, were deposited into the Supplemental Account.
11. On or about August 6, 2002, the Office of the Mayor directed that all activity in the Supplemental Account be suspended. At that time, the balance in the Supplemental Account was approximately \$12,904.81.

The Supplemental Account is currently under the auspices of the Finance Department.

This history clearly demonstrates that, from its earliest days, the Supplemental Account (by whatever name) was intended to be used for the benefit of the Police Department, with particular emphasis on assistance to police personnel in times of need and crisis. Regardless of past unfortunate events, it is time to reaffirm and restore that original purpose. To that end, the City Council needs to be fully informed of relevant facts, including but not limited to the following:

- a. What is the current name of the fund previously known as the "Baltimore Police Supplemental Account"?
- b. What is the current balance in the Account? Has there been any activity in the Account since August 6, 2002?
- c. Does the Account consist of cash only, or does it contain securities or other assets?
- d. In which financial institution(s) is the Account maintained?
- e. Who controls access to the Account? Who is authorized to disburse funds from the Account? How many signatures are required?
- f. Who, if anyone, is authorized to solicit funds for deposit in the Account? Are there any promotional materials, brochures, etc., used in connection with those solicitations?
- g. Are there any written guidelines governing the use of money in the Supplemental Account? If so, who is responsible for ensuring that those guidelines are followed?

- h. Who (individuals or entities) may apply for assistance from the Supplemental Account?
- i. Are there any written criteria by which an applicant's eligibility for assistance is determined?
- j. Who is empowered to grant or deny an application for assistance?
- k. What books and records concerning the Account are maintained, and by whom?

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That the Baltimore Police Commissioner, the Comptroller, and the Department of Finance provide the City Council with responses to these questions and, in general, report on the status of the “Baltimore Police Supplemental Account” and on any plans for its future use.

**AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Mayor, the Police Commissioner, the Comptroller, the Director of Finance, and the Mayor’s Legislative Liaison to the City Council.

Favorable report adopted.

The roll was called on the adoption of the Resolution, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution adopted.

**BILL NO. 05-0017R REPORTED FAVORABLY, WITH AMENDMENTS,  
AND ADOPTED**

Councilmember Curran, for the Judiciary and Legislative Investigations Committee, reported Bill No. 05-0017R favorably, with amendments.

A Resolution 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.

Amendments to City Council Bill No. 05-0017R

**Amendment No. 1**

On page 1, in line 7, and on page 2, in line 8, in each instance, strike “equal proportions” and substitute “the amount of \$100,000 to each organization”; and, on page 1, in line 7, and on page 2, in lines 8 and 9, strike “appropriate safeguards and record-keeping requirements” and substitute “the standards stated by the Police Department in its letter of April 7, 2005”.

**Amendment No. 2**

On page 2, in line 5, strike “Administration and the Board of Estimates” and substitute “Police Commissioner”.

The amendments were read and adopted.

**A COUNCIL RESOLUTION CONCERNING****The Baltimore Police Supplemental Account –  
Using Funds for Benefit of Police Officers and Their Families**

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 the amount of \$100,000 to each organization, subject to appropriate safeguards and record-keeping requirements the standards stated by the Police Department in its letter of April 7, 2005.

**Recitals**

The Baltimore Retired Police Benevolent Association, Inc. (the “Association”) is an organization of some 1,500 retired Baltimore City police personnel and their survivors (widows and orphans). Many of the members are on fixed incomes and, because of their ages, face constantly escalating health care expenses and decreasing benefits. Some elderly widows are receiving survivor benefits tied to salaries dating from the 1960s and 1970s.

Both these entities have “distress assistance funds” to aid retired and current officers in times of need and crisis. Money is distributed to needy members in accordance with criteria governing the respective assistance fund. For example, the Association has a committee chaired by a member of the Board of Directors. When a member contacts the fund to request assistance, he or she is required to submit information concerning the reason for the request, the amount requested, whether it is a one-time need, etc. The committee chair may approve requests for amounts under \$500. Requests over that amount must be considered by the full Board of Directors (approximately 15 members). The FOP distress assistance fund has similar procedures and requirements.

The original purpose of the Baltimore Police Supplemental Account was a charitable one – to provide a source of financial help to police personnel and their families in times of crisis. Although the Account has been the subject of some unfavorable publicity in the recent past, the situation has stabilized. The Association and FOP Lodge No. 3 believe that allocating the Account to their respective “distress assistance funds” would effectuate the Account’s historical charitable purpose and would bring a new measure of accountability for the use of the Account.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That the ~~Administration and the Board of Estimates~~ Police Commissioner take whatever steps are necessary to make the funds in the Baltimore Police Supplemental Account 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 the amount of \$100,000 to each organization~~, subject to ~~appropriate safeguards and record-keeping requirements~~ the standards stated by the Police Department in its letter of April 7, 2005.

**AND BE IT FURTHER RESOLVED**, That a copy of this Resolution be sent to the Mayor, the Police Commissioner, the Comptroller, the Director of Finance, and the Mayor's Legislative Liaison to the City Council.

Favorable report, as amended adopted.

The roll was called on the adoption of the Resolution, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution adopted.

**BILL NO. 05-0044 REPORTED FAVORABLY  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Curran, for the Judiciary and Legislative Investigations Committee, reported Bill No. 05-0044 favorably.

An Ordinance renaming the Office of Councilmanic Services to be the Office of Council Services; deleting certain obsolete provisions; and correcting, clarifying, and conforming certain language.

Favorable report adopted, with Councilmember Mitchell out of Chambers.

The bill was read the second time and ordered printed for third reading.

**BILL NO. 05-0052 REPORTED FAVORABLY  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Reisinger, for the Land Use and Transportation Committee, reported Bill No. 05-0052 favorably.

An Ordinance amending the maximum bed capacity for the convalescent, nursing, and rest home (assisted living) on the property known as 3132 Harview Avenue, as outlined in red on the accompanying plat; and correcting certain references.

Favorable report adopted.

The bill was read the second time and ordered printed for third reading.

**BILL 05-0087 ORDERED WITHDRAWN FROM  
THE FILES OF THE COUNCIL**

On the motion made, seconded, and approved by the Council

“An Ordinance providing a Supplementary Federal Fund Operating Appropriation in the amount of \$180,218 to the Baltimore City Police Department – Program 202 (Criminal Investigation), to provide funding to identify and test backlogged forensic DNA casework samples; and providing for a special effective date.”

was ordered withdrawn from the files of the Council.

**BILL 05-0091 ORDERED WITHDRAWN FROM  
THE FILES OF THE COUNCIL**

On the motion made, seconded, and approved by the Council

“An Ordinance providing a Supplementary Federal Fund Operating Appropriation in the amount of \$239,695 to the Baltimore City Police Department – Program 202 (Criminal Investigation), to provide funding to purchase mobile and stationary drying equipment as well as storage lockers that prepare and preserve DNA evidence; and providing for a special effective date.”

was ordered withdrawn from the files of the Council.

**BILL 05-0103 ORDERED WITHDRAWN FROM  
THE FILES OF THE COUNCIL**

On the motion made, seconded, and approved by the Council

“An Ordinance modifying the tax rate imposed on wired telecommunications service; providing for a special effective date; and generally relating to the imposition, computation, and collection of a telecommunications tax.”

was ordered withdrawn from the files of the Council.

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3  
WITH REGARD TO BILL NO. 05-0104**

Councilmember Rawlings Blake made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 05-0104.

The motion carried without exception, and the President declared the rules suspended with regard to the bill. Then Councilmember Rawlings Blake announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3  
WITH REGARD TO BILL NO. 05-0105**

Councilmember Rawlings Blake made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 05-0105.

The motion carried without exception, and the President declared the rules suspended with regard to the bill. Then Councilmember Rawlings Blake announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0099**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0099.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0100**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0100.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0068**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0068.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0077**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0077.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0078**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0078.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0079**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0079.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0080**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0080.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Reisinger announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0101**

Councilmember Mitchell made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0101.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Mitchell announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2  
WITH REGARD TO BILL NO. 05-0040**

Councilmember Mitchell made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0040.

The motion carried without exception, and the President declared the rule suspended with regard to the bill. Then Councilmember Mitchell announced a hearing date for the bill.

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3  
WITH REGARD TO BILLS NO. 05-0130 AND 05-0131**

Councilmember Clarke made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bills No. 05-0130 and 05-0131.

The motion carried without exception, and the President declared the rules suspended with regard to the bills. Then Councilmember Clarke announced a hearing date for the bills.

**ADJOURNMENT**

On motion of Councilmember Rawlings Blake, duly seconded, the City Council adjourned to meet on Monday, May 9, 2005, at 5:00 p.m.

Consent Calendar

- CR 0572 Young**  
A City Council RESOLUTION congratulating Lt. Charles E. Lewis on his retirement from the Baltimore City Fire Department on November 5, 2004, after 31 years of loyal and dedicated service to the citizens of Baltimore.
- CR 0573 Young**  
A City Council RESOLUTION congratulating Daisy Rhames on the celebration of her 60<sup>th</sup> birthday on April 19, 2005.
- CR 0574 President Dixon, All Members**  
A City Council RESOLUTION congratulating Reverend Jimmy C. Baldwin on the celebration of his 20<sup>th</sup> Pastoral Anniversary of Shiloh Christian Community Church.
- CR 0575 President Dixon, All Members**  
A City Council RESOLUTION congratulating Reverend Dr. Harold Carter on the celebration of his 40<sup>th</sup> Pastoral Anniversary of New Shiloh Baptist Church.
- CR 0576 Clarke, All Members**  
A City Council RESOLUTION congratulating Wallace Robertson on his election as President of the Waverly Improvement Association.
- CR 0577 Clarke, Harris, Curran, All Members**  
A City Council RESOLUTION congratulating Queen Debra Evans and Queen Lisa Boyce on restoring "Play" to 33<sup>rd</sup> Street and restoring community spirit to Baltimore.
- CR 0578 President Dixon, All Members**  
A City Council RESOLUTION congratulating Angela Nicole Campbell on having successfully completed requirements for a degree from North Carolina Agricultural and Technical State University in Management Information Systems.
- CR 0579 Young**  
A City Council RESOLUTION on the death of the Reverend William T. Mayo.
- CR 0580 Kraft**  
A City Council RESOLUTION on the death of Lucy Elizabeth DeJulius.
- CR 0581 President Dixon, All Members**  
A City Council RESOLUTION congratulating Deniece Baylor on the celebration of her retirement after 16 years of service with the Baltimore City Public School System, Edgcombe Circle Elementary School #82.
- CR 0582 President Dixon, All Members**  
A City Council RESOLUTION congratulating Maxine Hardy on the celebration of her retirement after 37 years of service with the Baltimore City Public School System, Edgcombe Circle Elementary School #82.
- CR 0583 President Dixon, All Members**  
A City Council RESOLUTION congratulating Nellie Montgomery on the celebration of her retirement after 33 years of service with the Baltimore City Public School System, Edgcombe Circle Elementary School #82.

- CR 0584** President Dixon, All Members  
A City Council RESOLUTION congratulating Gwendolyn Robinson on the celebration of her retirement after 32 years of service with the Baltimore City Public School System, Edgcombe Circle Elementary School #82.
- CR 0585** Welch  
A City Council RESOLUTION on the death of Roxie House.
- CR 0586** D'Adamo  
A City Council RESOLUTION congratulating Sigma Gamma Rho Sorority, Inc. on its international service, community service, leadership development and academic excellence.
- CR 0587** D'Adamo, Curran, Harris  
A City Council RESOLUTION congratulating HARBEL on the occasion of its 35<sup>th</sup> Anniversary, celebrating its exemplary community service and commitment to the citizens of Northeast Baltimore.
- CR 0588** Young  
A City Council RESOLUTION on the death of Geraldine M. Frederick.
- CR 0589** Young  
A City Council RESOLUTION congratulating the Historic New Life Missionary Baptist Church on the Grand Opening celebration and Open House of the New Life Computer Center and Safety Hub for the residents of the Oliver community and members of New Life.
- CR 0590** Young  
A City Council RESOLUTION congratulating Nancy Neal on her retirement after 32 years of loyal and dedicated service with the Constable's Office and the Baltimore City Sheriff's Office.
- CR 0591** Welch  
A City Council RESOLUTION congratulating Rana R. Yates on her graduation from the Columbia Law School.
- CR 0592** President Dixon, All Members  
A City Council RESOLUTION congratulating Evangeline Prince on the celebration of her retirement after 38½ years of service with the Social Security Administration.
- CR 0593** Young  
A City Council RESOLUTION congratulating Bernice Smith on her retirement on April 27<sup>th</sup>, 2005, from the Hedwin Company after 28 years of loyal and dedicated service.
- CR 0594** D'Adamo, All Members  
A City Council RESOLUTION congratulating Willie J. Barnes, Daniel S. Biddison, David A. Brown, Jonathan Bullock, Tremayne Burnette, Towanda Byrd, David M. Carter, Kenneth Cash, James D. Cavasina, Thomas L. Coker, Chad R. Cowles, Frederick A. Crawford, Jennifer R. Cummings, Adrika E. Dashiell, Pheloe K. Douglas, Kenneth D. Drummond, Shontelle J. Flucas, Shana A. Haughton, Lawrence W. Hughes, Jr., William T. Hurst, Jr., Gary E. Irvine, Raymond B. Jefferson, Jamel A. Jones, Wayne D. Jones, Gregory E. Maddox, Sawn L. Martin, Brian Minutoli, Edward J. Moore, Edward G. Owens, Brian M. Parks, Jason C. Richardson, Patrick M. Rodgers,

**Robert C. Roy, III, Sean T. Scarboro, Michael L. Schussler, Sr., Gustav G. Siegel, Tyuana R. Spencer, Jamile A. Stoakley, Daniel A. Sullivan, Jenell N. Taylor, Mozette D. Timmons, Derrick J. Turrentine, Arthur Washington, Jr., Kensington W. White, III, and Michael E. Woods on their successful completion and graduation from the Baltimore City Fire Academy.**

**CR 0595 President Dixon, All Members**  
A City Council RESOLUTION congratulating Esther Jackson on the celebration of her 84<sup>th</sup> birthday.

**CR 0596 D'Adamo, All Members**  
A City Council RESOLUTION congratulating Edward H. Wilson, Sean A. Harrison, Sterling Price, Charles T. Schmidt, Michael A. Guzman, Brian J. Hance, Erik J. Pecha, William P. Hoover, Marc R. Partee, Daryl D. Murphy, Brian E. Pearson, and Sean D. Miller on their promotion to the rank of Sergeant in the Baltimore City Police Department.

**CR 0597 Young**  
A City Council RESOLUTION congratulating Anna M. Williams on her loyal, dedicated, and committed service to the Casey Family Services as the Baltimore City Division Director for 10 years.

**CR 0598 Branch**  
A City Council RESOLUTION congratulating Annie Ruth Corley on the celebration of her 80<sup>th</sup> birthday and 40 years of outstanding community service.

**CR 0599 D'Adamo, All Members**  
A City Council RESOLUTION congratulating Dennis J. Reinhard, Gene Ryan, Anthony Brown, Darren Q. Abney, Michael W. Fisher, William R. Furlong, Jr., Scott I. Pumphrey, and Andre S. Bonaparte on their promotion to the rank of Lieutenant in the Baltimore City Police Department.

**CR 0600 President Dixon, All Members**  
A City Council RESOLUTION on the death of Sadie Virginia Ross Kinard.

**CR 0601 Conaway**  
A City Council RESOLUTION congratulating Mount Hebron Memorial COGIC on the celebration of its 50<sup>th</sup> Jubilee Celebration.

**CR 0602 Harris, All Members**  
A City Council RESOLUTION on the death of Sherrell Louis Chrest'El.

**CR 0603 Harris, All Members**  
A City Council RESOLUTION congratulating Dorothy Taylor on the celebration of her 80<sup>th</sup> birthday.

**CR 0604 Harris, All Members**  
A City Council RESOLUTION congratulating Richard Smothers, Paula Purviance, Lonnie Vick, Marvin Briscoe, Michael Dobson, Ben Colfield, Christopher Ruffin and Howard Gillis on their hard work, commitment, outstanding civic duties and their diligent efforts demonstrating civic responsibility and community pride within the Hillen Road Improvement Association.

- CR 0605** President Dixon, All Members  
A City Council RESOLUTION congratulating Yovonda D. Brooks on the outstanding contributions she has made to the City of Baltimore during her tenure as City Auditor.
- CR 0606** Harris, All Members  
A City Council RESOLUTION congratulating True and Light House International Church and Reverend Dr. Freddie L. Harper, Founder and Pastor, on the celebration of the 14<sup>th</sup> Church Anniversary.
- CR 0607** Harris, All Members  
A City Council RESOLUTION congratulating Reverend Dr. Freddie L. Harper on the celebration of his 58<sup>th</sup> birthday.
- CR 0608** Harris, All Members  
A City Council RESOLUTION congratulating Reverend Dr. Freddie L. and Dr. Sharon Y. Harper on the celebration of their 26<sup>th</sup> Wedding Anniversary and the renewal of their wedding vows.
- CR 0609** Kraft  
A City Council RESOLUTION on the death of Alice Haugen Scollard.
- CR 0610** Conaway  
A City Council RESOLUTION on the death of Alfonso Scarborough.
- CR 0611** Reisinger  
A City Council RESOLUTION congratulating Emma Tolodziecki on 24 years of service as Secretary of the Curtis Bay Seniors.
- CR 0612** Welch  
A City Council RESOLUTION congratulating Edna Giles Smith on the celebration of her 90<sup>th</sup> birthday.
- CR 0613** Curran  
A City Council RESOLUTION congratulating Molly and Rocky Dunn on the celebration of their 35<sup>th</sup> Wedding Anniversary on May 7, 2005.
- CR 0614** D'Adamo  
A City Council RESOLUTION congratulating Dot Johnson – 5 years of service, Jeremy Joseph – 5 years of service, Barry Stitz – 5 years of service, Terry Lynch – 10 years of service, Joanne Cole – 10 years of service, Kathleen Maskell – 10 years of service, Donald Oakjones – 10 years of service, Fr. Thomas Walsh, OFM, Conv. – 25 years of service, David Stauffer – 25 years of service, Cheryl Jose – 25 years of service, and Mike DeMarco – 30 years of service, on their dedicated service and commitment to the education of the students of Archbishop Curley High School.
- CR 0615** Welch  
A City Council RESOLUTION congratulating Carolyn Myers on her volunteer efforts for the past 7 years, accumulating 1,513 hours for the Veterans Administration and celebrating National Volunteer Week.

- CR 0616 Welch**  
A City Council RESOLUTION congratulating Daniel Goulet on his volunteer efforts for the Veterans' Administration accumulating over 100 hours and in celebration of National Volunteer Week.
- CR 0617 President Dixon, All Members**  
A City Council RESOLUTION congratulating Tuerke House on the celebration of its Annual Fundraiser.
- CR 0618 President Dixon, All Members**  
A City Council RESOLUTION congratulating Dr. Gary Unfried on the celebration of his retirement after 42 years of service with the Baltimore City Public School System.
- CR 0619 President Dixon, All Members**  
A City Council RESOLUTION congratulating Blanche O. Jones on the celebration of her retirement after 30 years of service with the Baltimore City Public School System.
- CR 0620 President Dixon, All Members**  
A City Council RESOLUTION congratulating Brenda Williams on the celebration of her 25<sup>th</sup> Anniversary with the City of Baltimore.
- CR 0621 President Dixon, All Members**  
A City Council RESOLUTION congratulating Janie Adams, Judith Albaugh, Dorothy Cherry, Annie Davis, Dr. Martin Hales, Marge Harrison, Brenda Proctor, and Barbara Sneed on the celebration of her retirement from the Baltimore City Public School System – Leith Walk Elementary School #245.
- CR 0622 President Dixon, All Members**  
A City Council RESOLUTION congratulating the Stevens Family on the celebration of its 28<sup>th</sup> Family Reunion.
- CR 0623 Rawlings Blake**  
A City Council RESOLUTION congratulating James Jessup on his quiet and steady contributions to his family, church and community.
- CR 0624 President Dixon, All Members**  
A City Council RESOLUTION congratulating Shirley Davis on being named Teacher of the Year at Rognel Heights Elementary/Middle School.
- CR 0625 President Dixon, All Members**  
A City Council RESOLUTION congratulating the Dyslexia Tutoring Program on the celebration of the 2005 Dyslexia Awareness Week.
- CR 0626 Welch**  
A City Council RESOLUTION on the death of Lawson Lee Samuels.
- CR 0627 President Dixon, All Members**  
A City Council RESOLUTION congratulating DeShawn Barrett, Patterson High School, on winning a national title in the 215 pound weight class at the National Coaches' Association Wrestling Tournament.

- CR 0628 Young**  
A City Council RESOLUTION congratulating Mamie Victoria Williams on her retirement from the Genesis Eldercare “Hamilton Center” after 25 years of dedicated and loyal service to patients and residents of Genesis Eldercare.
- CR 0629 Welch**  
A City Council RESOLUTION on the death of Bradey Boston.
- CR 0630 Young**  
A City Council RESOLUTION congratulating Florence Brandon on the celebration of her 89<sup>th</sup> birthday on May 13, 2005.
- CR 0631 Young**  
A City Council RESOLUTION congratulating Dorothy Butler on the celebration of her 80<sup>th</sup> birthday.
- CR 0632 President Dixon, All Members**  
A City Council RESOLUTION congratulating Brenda Jefferson on the celebration of her retirement after 37 years of service with the Social Security Administration.
- CR 0633 President Dixon, All Members**  
A City Council RESOLUTION congratulating the Reverend Cephus Hill, Jr., Pastor, Ezekiel Baptist Church, on the celebration of his 10<sup>th</sup> Anniversary in Kingdom building and community service.
- CR 0634 President Dixon, All Members**  
A City Council RESOLUTION congratulating Marilyn Jeanette Beatty on the celebration of her retirement after 34 years of service with the Baltimore City Public School System.
- CR 0635 President Dixon, All Members**  
A City Council RESOLUTION on the death of Charles Lofton, February 7, 2005 – April 23, 2005.
- CR 0636 President Dixon, All Members**  
A City Council RESOLUTION congratulating Baltimore City Head Start on the celebration of its 40<sup>th</sup> Anniversary.
- CR 0637 Branch**  
A City Council RESOLUTION congratulating The Reverend Dr. Terence K. Leathers, M. Div., on his steadfast dedication and many accomplishments as Pastor of the Prince of Peace Baptist Church and the community.
- CR 0638 Welch**  
A City Council RESOLUTION congratulating Devon A. Rodriguez on the occasion of his graduation from North Carolina A & T State with a Bachelor of Science Degree in Accounting.
- CR 0639 Kraft**  
A City Council RESOLUTION congratulating Francis McLaughlin on his service to Baltimore, especially in the area of Community Redevelopment.

**CR 0640 Kraft**  
**A City Council RESOLUTION congratulating Brian Greenan on his service to Baltimore, especially in the area of Homeless Services.**