

FOURTEENTH DAY

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FIRST COUNCILMANIC YEAR - SESSION OF 2004 - 2007

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

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June 13, 2005 - 5 p.m. Meeting

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Reverend Raphael G. Warnock, Pastor of Douglas Memorial Church, 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.

And I saw a great multitude of men and women standing shoulder to shoulder. They looked into each other's eyes and they were not afraid. I asked the angel standing there, "Sir, what is this?" He answered, "This is the kingdom of God?" As so, I asked the angel, "where is this?" The angel responded, "It lives already in the hearts of those who would dare believe?" And so, I asked him. "When is this?" He answered, "When you learn the art of loving each other and sisters and brothers."

Gracious God. Give us the courage to love each other. And, to institutionalize that love in our public policy and fiscal priorities. We give you thanks for those elected to serve. Grant that their work and our involvement as citizens will be committed always not only to building a greater city but to creating what Martin Luther King, Jr. called, "the beloved community." A community that embraces all of us. For the judgement of God is upon us. And God's judgment and awesome challenge to a democratic society and to those democratically elected is that we will somehow find creative ways to give political preference to those with the least amount of political clout. Children in the dawn of life, seniors in the twilight of life, the poor who make their way in life's barren places. We work and we pray for the uneducated, the unemployed, the illiterate, the orphan, the

## Journal of the City Council

homeless, the uninsured, the handicapped, those sick with addiction, those infected and stigmatized by HIV/AIDS. For our response to “the least of these” is the standard by which you measure us and our work.

In this year of a budget surplus, we thank you, O God, for new mercies and new monies. Help us to go forth now renewed in our mission and in our hope. A hope expressed by the ancient Hebrew poet, the psalmist of old: God is in the midst of the city, it shall not be moved; God will help it when the morning dawns.

Amen.

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### MOTION TO CHANGE THE ORDER OF BUSINESS

Vice President Rawlings Blake made a motion, which was seconded, to invoke Rule 3-5(b) to change the usual order of business and to proceed with the order of business as reflected on the printed Meeting Agenda. The motion was approved.

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### COMMITTEE REPORTS

#### **BILL NO. 05-0187 REPORTED FAVORABLY AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0187 favorably.

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$472,000 to the Baltimore City Council – Program 100 (City Legislation), to provide funds to implement single member district service strategies; and providing for a special effective date.

Favorable report adopted, with Councilmember Clarke voting nay and with Councilmember Branch out of Chambers.

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

#### **BILL NO. 05-0188 REPORTED FAVORABLY AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0188 favorably.

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the MR-Miscellaneous General Expenses – Program 122 (Miscellaneous General Expenses), to provide funding for the Youth Places program; and providing for a special effective date.

Favorable report adopted, with Councilmember Branch out of Chambers.

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

**BILL NO. 05-0189 REPORTED FAVORABLY  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0189 favorably.

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 funding for summer youth jobs; and providing for a special effective date.

Favorable report adopted, with Councilmember Branch out of Chambers.

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

**BILL NO. 05-0190 REPORTED FAVORABLY  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0190 favorably.

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$250,000 to the MR-Miscellaneous General Expenses – Program 122 (Miscellaneous General Expenses), to provide funding for the After School Institute program; and providing for a special effective date.

Favorable report adopted, with Councilmember Branch out of Chambers.

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

**THIRD READING**

The President laid before the City Council:

**BILL NO. 05-0175** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$200,000 to the Baltimore City Health Department – Program

304 (Health Promotion and Disease Prevention), to provide funds for AIDS prevention programs targeted toward youths; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared "Passed".

The President laid before the City Council:

**BILL NO. 05-0176** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the MR-Miscellaneous General Expenses – Program 122 (Miscellaneous General Expenses), to provide funds for the Baltimore Community Foundation's A-Teams Initiative; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared "Passed".

The President laid before the City Council:

**BILL NO. 05-0177** - 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.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared "Passed".

**THIRD READING TODAY**

Councilmember Rawlings Blake made a motion, which was duly seconded, to place Bill No. 05-0187 on third reading today.

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 - Total 13.

Nays - Councilmember Clarke - Total 1.

Out of Chambers - Councilmember Branch - Total 1.

The President declared that three fourths of all the members-elect, voting in the affirmative, Article 3, Section 14 of the Charter having been complied with, the bill was placed on third reading file.

The President laid before the City Council:

**BILL NO. 05-0187** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$472,000 to the Baltimore City Council – Program 100 (City Legislation), to provide funds to implement single member district service strategies; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young - Total 13.

Nays - Councilmember Clarke - Total 1.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared "Passed".

### **THIRD READING TODAY**

Councilmember Rawlings Blake made a motion, which was duly seconded, to place Bill No. 05-0188 on third reading today.

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, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The President declared that three fourths of all the members-elect, voting in the affirmative, Article 3, Section 14 of the Charter having been complied with, the bill was placed on third reading file.

The President laid before the City Council:

**BILL NO. 05-0188** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the MR-Miscellaneous General Expenses – Program 122 (Miscellaneous General Expenses), to provide funding for the Youth Places program; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared "Passed".

**THIRD READING TODAY**

Councilmember Rawlings Blake made a motion, which was duly seconded, to place Bill No. 05-0189 on third reading today.

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, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The President declared that three fourths of all the members-elect, voting in the affirmative, Article 3, Section 14 of the Charter having been complied with, the bill was placed on third reading file.

The President laid before the City Council:

**BILL NO. 05-0189** - 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 funding for summer youth jobs; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared “Passed”.

**THIRD READING TODAY**

Councilmember Rawlings Blake made a motion, which was duly seconded, to place Bill No. 05-0190 on third reading today.

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, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The President declared that three fourths of all the members-elect, voting in the affirmative, Article 3, Section 14 of the Charter having been complied with, the bill was placed on third reading file.

The President laid before the City Council:

**BILL NO. 05-0190** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$250,000 to the MR-Miscellaneous General Expenses – Program 122 (Miscellaneous General Expenses), to provide funding for the After School Institute program; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Branch - Total 1.

The bill was read and approved, and the bill was declared “Passed”.

### **THIRD READING**

The President laid before the City Council:

**BILL NO. 05-0104** - 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.

It was read the third time.

The bill being on its final passage, the yeas and nays were 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 bill was read and approved, and the bill was declared "Passed".

**Vice President Rawlings Blake made a motion, which was seconded, that the Council recess in order to go before the Board of Estimates for the setting of the property tax rate for Fiscal Year 2006. The motion was approved. After the Board of Estimates Meeting, President Dixon reconvened the City Council Meeting.**

**APPOINTMENTS BY THE MAYOR**

AARON J. GREENFIELD, as President of the Civil Service Commission, for a term expiring December 7, 2007, succeeding himself.

MICHAEL S. SCHRODER, as a member of the Civil Service Commission, for a term expiring December 7, 2007, succeeding Dubois Cox, as a member who is a City resident.

MARILYNN K. DUKER, as a member of the Board of Finance, for a term expiring December 7, 2007, succeeding herself.

JOHN M. HAMILTON, as a member of the Board of Finance, for a term expiring December 7, 2007, succeeding himself.

FREDERICK W. MEIER, JR., as a member of the Board of Finance, for a term expiring December 7, 2007, succeeding himself.

Sincerely,

Martin O'Malley  
Mayor

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**COMMITTEE REPORTS**

**BILL 05-0195 MOVED FAVORABLY AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Committee of the Whole, made a motion, which was seconded, to move Bill 05-0195 favorably on second reading.

A Resolution of the Mayor and City Council proclaiming the week of June 20 - June 27, 2005, Baltimore City African American Heritage Week in celebration of the grand opening of

the preeminent Reginald F. Lewis Museum, in recognition of the 2005 African American Heritage Festival, and in homage to the enduring spirit and resilient faith of African American people throughout history and today; and providing for a special effective date.

Favorable report adopted.

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

**MOTION TO INVOKE RULE 3-5(B)**

Councilmember Branch made a motion, which was seconded, to invoke Rule 3-5(b), in order to go out of order on items of business listed on the printed Agenda. The motion was approved,

**BILL NO. 05-0043 REPORTED FAVORABLY, WITH AMENDMENTS,  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Branch, for the Urban Affairs Committee, reported Bill No. 05-0043 favorably, with amendments.

An Ordinance 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.

Amendments to City Council Bill No. 05-0043

**Amendment No. 1**

On page 2, strike lines 6 and 7 in their entirety; on page 2, in line 8, strike “revise” and substitute “replace”, after “Guidelines”, insert “with “Exhibit A, New East Baltimore Community Design Guidelines”, dated March 30, 2005.”; and strike “to read as follows:”.

**Amendment No. 2**

On page 2, after line 9, insert

“(3) In the Plan, amend A.2.b. to read as follows:

- b. To provide housing resources for households of varying income levels through rehabilitation AND NEW CONSTRUCTION OF RESIDENTIAL PROPERTIES. IN THE EAST BALTIMORE DEVELOPMENT PROJECT AREA (AS HEREINAFTER DEFINED), DEVELOPER(S) WILL USE REASONABLE EFFORTS TO MAKE HOUSING AVAILABLE FOR PURCHASE OR FOR RENT TO ALL RESIDENTS WHO HAVE BEEN RELOCATED FROM THE AREA AS A RESULT OF THE REDEVELOPMENT OF THE AREA AND ARE

INTERESTED IN RETURNING TO LIVE IN THE AREA. REASONABLE EFFORTS WILL INCLUDE GIVING SUCH RESIDENTS THE RIGHT OF FIRST OPPORTUNITY TO PURCHASE OR RENT HOUSING IN THE AREA AND PROVIDING ALL SUCH RESIDENTS WITH REGULAR NOTIFICATION OF THE AVAILABILITY OF HOUSING UNITS FOR PURCHASE OR RENT IN THE AREA.”.

(4) In the Plan, amend B.(1)h. to read as follows:

h. PUD Standards and Controls

The development of the East Baltimore Biotech Center and the surrounding area (Collectively, the “East Baltimore [Redevelopment area] DEVELOPMENT PROJECT AREA”, DESCRIBED IN EXHIBIT B) shall require the preparation of a comprehensive plan of development that is approved through a process that has substantial community involvement. “Substantial Community Involvement” means: Community participation that is consistent with the required approval of the Planned Unit Developments (PUDs). In addition, PUDs shall be encouraged (and for any phase after the initial phase, required) or, per Section 9-105(b) of the Zoning Code or as otherwise permitted by law, initiated by the Planning Commission itself to (1) establish unitary control over the East Baltimore [Redevelopment] DEVELOPMENT PROJECT Area, rather than lot-by-lot regulation; (2) achieve maximum coordination between or among each PUD and neighboring land uses; (3) provide greater flexibility to the redeveloper; (4) allow for greater involvement by the impacted community; [and] (5) ENSURE THAT SIGNIFICANT HOUSING RESOURCES ARE MADE AVAILABLE TO HOUSEHOLDS OF VARYING INCOME LEVELS, SPECIFICALLY, LOW INCOME (50% OR LESS OF THE MEDIAN INCOME APPLICABLE TO BALTIMORE CITY AS PUBLISHED AND ANNUALLY UPDATED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT), MODERATE INCOME (MAKING MORE THAN 50% OF MEDIAN INCOME APPLICABLE TO BALTIMORE CITY BUT LESS THAN 100% OF MEDIAN INCOME, USING A COMBINATION OF PRICE ADJUSTMENTS AND BUYER FINANCING ASSISTANCE PROGRAMS, SPONSORED BY THE STATE OF MARYLAND AND OTHER SOURCES), AND MARKET RATE WITHOUT REGARD TO INCOME; (6) IN ACCORDANCE WITH SUBPARAGRAPH 5, ENSURE THAT THE DEVELOPMENT PROJECT AREA PROVIDES (EXCLUDING STUDENT HOUSING) ONE-THIRD LOW INCOME HOUSING, ONE-THIRD MODERATE INCOME HOUSING, AND ONE THIRD MARKET RATE HOUSING; AND (7) optimize the preservation of existing historic buildings and the unique historic character of the East Baltimore [Redevelopment] DEVELOPMENT PROJECT Area for Baltimore residents and visitors. In the event that a PUD is not utilized, there shall be no significant development within the East Baltimore DEVELOPMENT PROJECT Area or the completion of a comprehensive plan development for the East Baltimore [Redevelopment] DEVELOPMENT PROJECT Area without substantial community involvement, as defined above.

THE DEVELOPMENT PROJECT AREA SHALL BE DEVELOPED IN ACCORDANCE WITH THE "LAND DISPOSITION AND DEVELOPMENT AGREEMENT" BETWEEN THE MAYOR AND CITY COUNCIL OF BALTIMORE AND EAST BALTIMORE DEVELOPMENT, INC., EFFECTIVE APRIL 28, 2004, AS AMENDED FROM TIME TO TIME.

(5) In the Plan, add "Exhibit B, Project Area Description".

### **Amendment No. 3**

On page 1, in line 3, in the blank, insert "8"; on page 2, in line 12, in the blank, insert "8"; and, in the same line, strike "February 4" and substitute "August 15".

The amendments were read and adopted, with Councilmember Holton out of Chambers.

Favorable report, as amended, adopted.

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

### **BILL NO. 04-0004 REPORTED FAVORABLY, WITH AMENDMENT, AND ORDERED PRINTED FOR THIRD READING**

Councilmember Branch, for the Urban Affairs Committee, reported that the Committee has complied with the requirements of Article 66B of the Maryland Code and recommends the adoption of the following Findings of Fact and the adoption of Bill No. 04-0004 favorably, with amendment.

An Ordinance changing the zoning of the area outlined in red on the accompanying plat, consisting of the properties listed on Exhibit 1 attached to and made part of this Ordinance, together with the adjoining roads, highways, alleys, rights-of-way, and other similar property, from the R-8 Zoning District to the B-2-3 Zoning District.

Amendment to City Council Bill No. 04-0004

### **Amendment No. 1**

On page 1, in lines 3 and 15, in each instance, before "plat", insert "amended"; on page 1, in line 6, before the period, insert "; and providing for a special effective date"; and on page 2, in lines 1 and 2, strike "the 30<sup>th</sup> day after".

On page 4, strike beginning with line 9 down through and including line 5 on page 6.

The amendment was read and adopted, with Councilmember Holton out of Chambers.

**Findings of Fact**

**City Council Bill No. 04-0004  
Rezoning - New East Baltimore Community**

**1. Boundaries of the Neighborhood:**

The boundaries of the neighborhood are approximately Chase Street on the north; Madison Street on the south; Washington Street on the east; and Broadway on the west.

**2. Population Change:**

Since the enactment of the 1971 Zoning Code, the number of residents in the geographic area of Ward 7, Precincts 1 and 2, has decreased by 13 percent.

**3. Availability of public facilities:**

Adequate public facilities are available for office and residential activity.

**4. Present and future transportation pattern:**

Since the enactment of the 1971 Zoning Code, traffic patterns have not changed substantially and can accommodate office and residential activities.

**5. Compatibility with existing and proposed development:**

The rezoning is in conformance to the proposed business development plan for the area.

**6. Recommendations of the Planning Commission:**

Approval                      X  

Disapproval                \_\_\_\_\_

**7. Recommendation of the BMZA:**

Approval                      X  

Disapproval                \_\_\_\_\_

**8. Relation of the proposal to the City's Master Plan:**

Conforms                      X  

Does not conform                  

**9. Changes in the character of the neighborhood:**

The character of the neighborhood has changed.

**10. A mistake in the existing zoning classification:**

The 1971 Zoning Code was correct.

**Urban Affairs Committee**

Paula Johnson Branch

Chair

Edward L. Reisinger

Member

Rochelle Rikki Spector

Member

Findings of Fact and favorable report, as amended, adopted, with Councilmember Holton out of Chambers.

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

**BILL NO. 04-0005 REPORTED FAVORABLY, WITH AMENDMENTS,  
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Branch, for the Urban Affairs Committee, reported Bill No. 04-0005 favorably, with amendments.

An Ordinance approving the application of East Baltimore Development, Inc., its affiliates and assigns, who are either the developer, contract purchaser, potential owner and/or owner of the area consisting of the properties listed on Exhibit 1 attached to and made a part of this Ordinance, together with the adjoining roads, highways, alleys, right-of-way, and other similar property (collectively, the "Properties"), to have the Properties designated a Business Planned Unit Development; and approving the Development Plan submitted by the applicant.

Amendments to City Council Bill No. 04-0005

**Amendment No. 1**

On page 1, in line 9, strike “and”; in the same line, before the period, insert “; and providing for a special effective date”; and, on page 3, in lines 38 and 39, strike “the 30<sup>th</sup> day after”.

**Amendment No. 2**

On page 2, in line 13, after “Conditions”, dated”, insert “March 8, 2005, Sheet 2, “Proposed Massing and Sections”, dated March 24, 2005, Sheet 3, “Proposed Development Master Plan”, dated March 31, 2005, and Sheet 4, “Forest Conservation Master Plan”, dated March 29, 2005”; and, in the same line, strike beginning with “June down through and including “2004”, in line 14.

**Amendment No. 3**

On page 2, in line 26, after “hereunder”, insert “; motor vehicles: rental as accessory to a garage not to exceed 10 spaces in that garage, including car detailing and car wash (but not including servicing of vehicles); outdoor table seating accessory to any permitted use; sale of alcoholic beverages as part of a restaurant use; prepared food delivery services; live entertainment and dancing as an accessory use to a restaurant, provided there is no admission charge; and manufacturing uses related to research and testing laboratories, life sciences, pharmaceutical, and medical uses”.

**Amendment No. 4**

On page 2, in line 32, after “stores;”, insert “drug stores and pharmacies: drive-in; dry cleaning establishments: drive-in;”; and, on the same page, in line 38, strike “restaurant (drive-in),” and substitute “restaurants: drive-in;”.

**Amendment No. 5**

On page 3, in line 2, strike beginning with the comma down through and including “encouraged”, in line 3, and substitute “: all uses permitted in Section A above; housing for the elderly; bed and breakfast establishments; business schools and studios, and commercial schools”; and, on page 3, in line 7, after “districts”, insert “, plus bed and breakfast establishments and housing for the elderly”.

**Amendment No. 6**

On page 3, after line 19, insert

“(c) With specific regard to the EBDI offices located at 1731 East Chase Street, that building shall be additionally permitted for use as offices and/or a multi-purpose

neighborhood center. Within a multi-purpose neighborhood center may be an automatic teller machine, but only if that machine is accessed solely from the interior of the building.”.

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.

### THIRD READING TODAY

Councilmember Rawlings Blake made a motion, which was duly seconded, to place Bill No. 05-0195 on third reading today.

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 that three fourths of all the members-elect, voting in the affirmative, Article 3, Section 14 of the Charter having been complied with, the bill was placed on third reading file.

The President laid before the City Council:

**BILL NO. 05-0195** - A Resolution of the Mayor and City Council proclaiming the week of June 20 - June 27, 2005, Baltimore City African American Heritage Week in celebration of the grand opening of the preeminent Reginald F. Lewis Museum, in recognition of the 2005 African American Heritage Festival, and in homage to the enduring spirit and resilient faith of African American people throughout history and today; and providing for a special effective date.

It was read the third time.

The bill being on its final passage, the yeas and nays were 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 bill was read and approved, and the bill was declared “Passed”.

THIRD READING

The President laid before the City Council:

**BILL NO. 05-0077** - An Ordinance changing the zoning for the property known as 1701 Odell Avenue (Ward 26, Section 20, Block 6220, Lot 9), as outlined in red on the accompanying amended plat, from the R-6 Zoning District to the M-1-2 Zoning District.

It was read the third time.

Then Councilmember Reisinger made a motion, which was seconded, that the bill be held for consideration at the next City Council Meeting. The motion was approved.

The President laid before the City Council:

**BILL NO. 05-0078** - An Ordinance changing the zoning for the property known as 7200 Pulaski Highway (Ward 26, Section 20, Block 6220, Lot 28), as outlined in red on the accompanying amended plat, from the R-6 Zoning District to the B-2-2 Zoning District.

It was read the third time.

Then Councilmember Reisinger made a motion, which was seconded, that the bill be held for consideration at the next City Council Meeting. The motion was approved.

The President laid before the City Council:

**BILL NO. 05-0079** - An Ordinance changing the zoning for the property known as the east side of Odell Avenue at the northeast corner of Hilltop Avenue (Ward 26, Section 20, Block 6220, Lot 17), as outlined in red on the accompanying amended plat, from the R-6 Zoning District to the M-1-2 Zoning District.

It was read the third time.

Then Councilmember Reisinger made a motion, which was seconded, that the bill be held for consideration at the next City Council Meeting. The motion was approved.

The President laid before the City Council:

**BILL NO. 05-0080** - An Ordinance changing the zoning for the property known as 1601 62<sup>nd</sup> Street (Ward 26, Section 20, Block 6220, Lot 030), as outlined on the accompanying amended plat, by changing the portions of the property outlined in red from the R-6 Zoning District to the M-1-2 Zoning District, by changing the portions of the property outlined in blue from the B-1-2 Zoning District to the M-1-2 Zoning District, and by changing the portion of the property outlined in orange from the R-6 Zoning District to the B-2-2 Zoning District.

It was read the third time.

Then Councilmember Reisinger made a motion, which was seconded, that the bill be held for consideration at the next City Council Meeting. The motion was approved.

The President laid before the City Council:

**BILL NO. 05-0101** - An Ordinance altering the termination date applicable to the property tax credit granted against the local property tax imposed on certain newly constructed dwellings; requiring an analysis and report on the effect of this tax credit; providing for a special effective date; and generally relating to property tax credits for newly constructed dwellings.

It was read the third time.

The bill being on its final passage, the yeas and nays were called, resulting as follows:

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch - Total 14.

Nays - 0.

Out of Chambers - Councilmember Clarke - Total 1.

The bill was read and approved, and the bill was declared "Passed".

The President laid before the City Council:

**BILL NO. 05-0105** - 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.

It was read the third time.

The bill being on its final passage, the yeas and nays were 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 14.

Nays - 0.

Out of Chambers - Councilmember Clarke - Total 1.

The bill was read and approved, and the bill was declared "Passed".

**ADJOURNMENT**

On motion of Councilmember Rawlings Blake, duly seconded, the City Council adjourned to meet on Monday, July 11, 2005, at 5:00 p.m.