

NINETEENTH DAY

FIRST COUNCILMANIC YEAR - SESSION OF 2004 - 2007

**JOURNAL
CITY COUNCIL OF BALTIMORE**

October 17, 2005

Bishop Darneal Johnson, of Beacon Light Baptist Church, Hammond, Louisiana, led the Council in Prayer.

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

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

SHOWCASE BALTIMORE

Dr. Nollie Wood delivered a presentation about Disability Awareness Month.

JOURNAL APPROVED

The Journal of September 26, 2005 was read and approved.

COMMUNICATIONS FROM THE MAYOR

APPROVED BY THE MAYOR

OFFICE OF THE MAYOR

October 7, 2005

Honorable Sheila Dixon, President
and Members of the City Council

Dear Council Members:

I am pleased to inform your Honorable Body that I have signed into law this day:

- C.C. Bill 05-0043** - An Ordinance concerning - Urban Renewal – Middle East –Amendment 8 - For the purpose of amending the Urban Renewal Plan for Middle East to correct a certain reference and revise Appendix E; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.
- C.C. Bill 05-0081** - An Ordinance concerning - City Streets – Renaming Nome Street to Manor Avenue - For the purpose of changing the name of Nome Street, between Holabird Avenue and Eastbourne Avenue, to Manor Avenue.
- C.C. Bill 05-0210** - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-318) to the Baltimore City Public Schools (Account #9932-418-222) – \$1,633,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$1,633,000 from Department of Public Works (Account #9916-197-318) to the Baltimore City Public Schools (Account #9932-418-222); and providing for a special effective date.
- C.C. Bill 05-0211** - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-212) to the Baltimore City Public Schools (Account #9932-417-209) – \$4,867,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$4,867,000 from Department of Public Works (Account #9916-197-212) to the Baltimore City Public Schools (Account #9932-417-209); and providing for a special effective date.
- C.C. Bill 05-0212** - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-313) to the Baltimore City Public Schools (Account #9932-418-020) – \$500,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$500,000 from Department of Public Works (Account #9916-197-313) to the Baltimore City Public Schools (Account #9932-418-020); and providing for a special effective date.
- C.C. Bill 05-0213** - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-321) to the Baltimore City Public Schools (Account #9932-418-401) – \$2,575,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$2,575,000 from Department of Public Works (Account #9916-197-321) to the Baltimore City Public Schools (Account #9932-418-401); and providing for a special effective date.

C.C. Bill 05-0218 - An Ordinance concerning - Civil Citations – Repeal of “Sunset” - For the purpose of abrogating the automatic termination of Ordinance 03-595 {“Civil Citations”}; providing for a special effective date; and generally relating to the issuance and enforcement of civil citations.

Sincerely,

Martin O’Malley
Mayor

October 7, 2005

Honorable Sheila Dixon, President
and Members of the City Council

Dear Council Members:

I am pleased to inform your Honorable Body that I have signed into law this day:

C.C. Bill 05-0023 - An Ordinance concerning - Commission for Historical and Architectural Preservation –Reconstitution - For the purpose of reconstituting the Commission for Historical and Architectural Preservation as ~~a~~ an independent unit of the Planning Department; modifying the composition of the Commission; imposing certain term limits on appointed members of the Commission; ~~abolishing the position of Executive Director and providing, instead, for the appointment of a Division Chief for Historical and Architectural Preservation;~~ increasing the penalties for violations; correcting, conforming, and clarifying certain language; and generally relating to the administration of the laws governing historical and architectural preservation.

C.C. Bill 05-0049 - An Ordinance concerning - Sale of Property – 3304, 3308, 3312 Hawkins Point Road and Block 7005, Lot 22 - For the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain properties known as 3304, 3308, 3312 Hawkins Point Road (Block 7005, Lots 6, 7, and 8) and a descriptive lot known as Block 7005, Lot 22 located 200 feet north of Hawkins Point Road and at the rear of 3308 Hawkins Point Road and no longer needed for public use; and providing for a special effective date.

C.C. Bill 05-0092 - An Ordinance concerning - Convention Center Hotel Development District - For the purpose of designating a “development district” to be known as the “Convention Center Hotel Development District”; providing for and determining various matters in connection with the establishment of the development district; creating a special, tax increment fund for the development district; allocating certain property taxes to that fund; making certain findings and determinations; providing for a special effective date; and

generally relating to the designation and operation of the development district and the establishment and use of the tax increment fund.

C.C. Bill 05-0093 - An Ordinance concerning - Convention Center Hotel Revenue Obligations - For the purpose of authorizing and providing for the issuance, sale and delivery by the Mayor and City Council of Baltimore of its revenue bonds, notes or other obligations, to be designated "Convention Center Hotel Revenue Bonds" (the "Revenue Obligations"), in the aggregate principal amount not exceeding \$305,000,000 pursuant to the provisions of Article II, Section (50) of the Charter (defined herein), in order to use the proceeds for the public purpose of (a) financing and refinancing, the acquisition, demolition, construction, renovation, expansion, improvement, furnishing and equipping of a convention center headquarters hotel in the City of Baltimore, (b) funding capitalized interest on the Revenue Obligations to the extent deemed necessary and in accordance with any limitation on the period for such funding established by law, (c) paying the costs of issuance and all other related costs of the Revenue Obligations, (d) funding any working capital or reserve funds, (e) paying the cost of any pre-opening expenses of such hotel or reimbursing the City or Hotel Corporation (defined herein) for such costs, and (f) paying the expenses of the Hotel Corporation; making certain legislative findings, among others, concerning the public benefit and purpose of the Revenue Obligations; defining certain terms used in this Ordinance; authorizing the creation of a nonprofit, nonstock corporation (the "Hotel Corporation") to own and operate such hotel, authorizing the Hotel Corporation to have certain rights and to take certain actions in connection with the issuance of the Revenue Obligations, and prescribing certain terms and conditions for the organization of the Hotel Corporation and the operation of the hotel; providing that the net proceeds from the sale of the Revenue Obligations be loaned to the Hotel Corporation pursuant to a loan agreement between the City and the Hotel Corporation (the "Loan Agreement"); providing that the Revenue Obligations shall be nonrecourse obligations payable solely and only from (i) the Pledged Revenues (as defined herein), (ii) amounts in any reserve fund established to secure the Revenue Obligations, (iii) unexpended proceeds of the Revenue Obligations, and (iv) other amounts legally available therefor; providing that the Revenue Obligations shall not ever constitute, within the meaning of Article XI, Section 7 of the Constitution of Maryland or any other constitutional, statutory or charter provision or otherwise a debt or general obligation of the City, the State of Maryland, or any other subdivision of the State of Maryland or a pledge of the full faith and credit or the taxing powers of the City, the State of Maryland, or any other subdivision of the State of Maryland; authorizing and empowering the Board of Finance of the City by resolution to take certain actions and to make certain commitments on behalf of the City, including, without limitation, (a) to provide that, the City in each fiscal year in which any Revenue Obligations are outstanding shall use its best efforts to obtain the appropriation of Hotel Tax Revenues, Tax Increment Revenues and Personal Property Tax Revenues (each as defined herein) in the amounts specified in the trust agreement (the "Indenture") between the City and the bank or trust company appointed as trustee thereunder (the "Trustee"), (b) to determine certain matters pertaining to the Revenue Obligations, including (without limitation) the form, terms, provisions, and any and all other details of the Revenue Obligations, the manner or method of issuing and selling the Revenue

Obligations, and the terms upon which the Revenue Obligations shall be sold, (c) to approve the terms and provisions of the Indenture, the Loan Agreement and any other documents the Board of Finance determines are necessary and appropriate in connection with the issuance of the Revenue Obligations; (d) to grant liens and encumbrances in the Hotel and related improvements to secure the Revenue Obligations to the extent permitted by applicable law; and (e) to determine certain other matters with respect to the Revenue Obligations; authorizing certain City officials to execute and deliver the Revenue Obligations, the Indenture, the Loan Agreement and every other document the Board of Finance considers necessary for the execution and delivery of the Revenue Obligations and to do all acts and things necessary to carry out the provisions of this Ordinance; authorizing and providing for the refunding, renewal or refinancing from time to time by the City of the Revenue Obligations in whole or in part, by the issuance of refunding bonds, notes or other obligations, as the case may be (collectively, "Refunding Obligations") and determining certain matters with respect to such Refunding Obligations; providing that the Revenue Obligations and Refunding Obligations may be issued in one or more series as the Board of Finance by resolution may provide; authorizing the City to enter into an interest rate exchange agreement to improve the management of debt service or interest rate risks on the Revenue Obligations and Refunding Obligations or reduce the cost of servicing the Revenue Obligations and Refunding Obligations; providing for a special effective date; and generally providing for and determining various matters in connection with the authorization, issuance, security, sale and payment of the Revenue Obligations and Refunding Obligations.

C.C. Bill 05-0099 - An Ordinance concerning - Rezoning – 801 North Broadway and 1712 East Madison Street - For the purpose of changing the zoning for the property properties known as 801 North Broadway and 1712 East Madison Street, as outlined in red on the accompanying amended plat, from the R-8 Zoning District to the B-2-3 Zoning District.

C.C. Bill 05-0100 - An Ordinance concerning - Planned Unit Development – Designation – Kennedy Krieger Institute - For the purpose of approving the application of Madison Street Properties, Inc., a wholly owned subsidiary of the Kennedy Krieger Institute, owner and developer of certain property bounded by North Broadway, Ashland Avenue, Rutland Avenue, and East Madison Street and known as 801 North Broadway and 1712 East Madison Street (the "Property"), to have that property designated a Residential Business Planned Unit Development; and approving the Development Plan submitted by the applicant.

C.C. Bill 05-0159 - An Ordinance concerning - Urban Renewal – Carroll Camden – Amendment 1 - For the purpose of amending the Urban Renewal Plan for Carroll Camden to make a minor project boundary change in the text of the Plan and in the Exhibits; 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.

- C.C. Bill 05-0160** - An Ordinance concerning - Urban Renewal – Inner Harbor West – Amendment 9 - For the purpose of amending the Urban Renewal Plan for Inner Harbor West to close certain right-of-way and air-rights, make a minor project boundary change, delete and incorporate certain development areas to create a new development area, make certain land use changes including the incorporation of easements, make certain technical corrections in the text to comply with newly created Exhibits showing current property, rights-of-way, and alignment conditions, include new sign provisions in Exhibit G, and eliminate Exhibit E, Right-of-Way Adjustments, from this Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.
- C.C. Bill 05-0163** - An Ordinance concerning - City Streets – Opening – Eutaw Street - For the purpose of condemning and opening Eutaw Street, extending from Pratt Street southerly to Camden Street, as shown on Plat 347-A-69 in the Office of the Department of Public Works; and providing for a special effective date.
- C.C. Bill 05-0164** - An Ordinance concerning - City Streets – Closing – Eutaw Street - For the purpose of condemning and closing Eutaw Street, extending from Pratt Street southerly to Camden Street, as shown on Plat 347-A-69A in the Office of the Department of Public Works; and providing for a special effective date.
- C.C. Bill 05-0165** - An Ordinance concerning - City Streets – Opening – Howard Street - For the purpose of condemning and opening Howard Street, extending from Pratt Street southerly to Camden Street, as shown on Plat 346-A-53 in the Office of the Department of Public Works; and providing for a special effective date.
- C.C. Bill 05-0166** - An Ordinance concerning - City Streets – Closing – Air Rights over Howard Street - For the purpose of condemning and closing air rights over Howard Street, extending from a point 158.82 feet south of Pratt Street southerly 29.50 feet, as shown on Plat 346-A-53A in the Office of the Department of Public Works; and providing for a special effective date.
- C.C. Bill 05-0170** - An Ordinance concerning - Rezoning – 1100 and 1110 East Baltimore Street - For the purpose of changing the zoning for the properties known as 1100 and 1110 East Baltimore Street (Ward 5, Section 7, Block 1338, Lots 1 and 2/3), as outlined in red on the accompanying amended plat, from the M-1-3 Zoning District to the B-3-3 Zoning District.
- C.C. Bill 05-0180** - An Ordinance concerning - City Streets – Opening – Concord Street - For the purpose of condemning and opening Concord Street, extending from Pratt Street northerly 315.9 feet, more or less, to Lombard Street, as shown on Plat 346-A-50 in the Office of the Department of Public Works; and providing for a special effective date.

C.C. Bill 05-0181 - An Ordinance concerning - City Streets – Closing – Concord Street - For the purpose of condemning and closing Concord Street, extending from Pratt Street northerly 315.9 feet, more or less, to Lombard Street, as shown on Plat 346-A-50A in the Office of the Department of Public Works; and providing for a special effective date.

C.C. Bill 05-0182 - An Ordinance concerning - Sale of Property – Concord Street - For the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in a certain parcel of land known as the former bed of Concord Street, extending from Pratt Street northerly to Lombard Street, and no longer needed for highway or public use; and providing for a special effective date.

C.C. Bill 05-0196 - An Ordinance concerning - Supplementary Federal Fund Operating Appropriation – Baltimore City Police Department – \$750,000 - For the purpose of providing a Supplementary Federal Fund Operating Appropriation in the amount of \$750,000 to the Baltimore City Police Department – Program 201 (Field Operations), to provide funding to underwrite acquisition and installation of enhancements for the Closed Circuit Television Monitoring System; and providing for a special effective date.

C.C. Bill 05-0197 - An Ordinance concerning - Supplementary Federal Fund Operating Appropriation – Baltimore City Police Department – \$4,081,157 - For the purpose of providing a Supplementary Federal Fund Operating Appropriation in the amount of \$4,081,157 to the Baltimore City Police Department – Program 201 (Field Operations), to provide funding for planning, equipment, training, exercises, management and administration to enhance the ability of State and local agencies to prevent, respond to, and recover from incidents of terrorism; and providing for a special effective date.

C.C. Bill 05-0198 - An Ordinance concerning - Supplementary General Fund Operating Appropriation – Police Department – \$255,614 - For the purpose of providing a Supplementary General Fund Operating Appropriation in the amount of \$255,614 to the Police Department – Program 224 (Office of Criminal Justice), to provide funding for operating the Truancy Center; and providing for a special effective date.

C.C. Bill 05-0201 - An Ordinance concerning - Supplementary General Fund Operating Appropriation – MR-Miscellaneous General Expenses – \$250,000 - For the purpose of 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 a grant to the Experience Corps Baltimore; and providing for a special effective date.

C.C. Bill 05-0202 - An Ordinance concerning - Supplementary General Fund Operating Appropriation – MR-Miscellaneous General Expenses – \$250,000 - For the purpose of 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 a grant to the Family League of Baltimore City; and providing for a special effective date.

C.C. Bill 05-0203 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-320) to the Baltimore City Public Schools (Account #9932-418-237) – \$2,000,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$2,000,000 from Department of Public Works (Account #9916-197-320) to the Baltimore City Public Schools (Account #9932-418-237); and providing for a special effective date.

C.C. Bill 05-0204 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-315) to the Baltimore City Public Schools (Account #9932-418-064) – \$850,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$850,000 from Department of Public Works (Account #9916-197-315) to the Baltimore City Public Schools (Account #9932-418-064); and providing for a special effective date.

C.C. Bill 05-0205 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-316) to the Baltimore City Public Schools (Account #9932-418-095) – \$1,375,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$1,375,000 from Department of Public Works (Account #9916-197-316) to the Baltimore City Public Schools (Account #9932-418-095); and providing for a special effective date.

C.C. Bill 05-0206 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-317) to the Baltimore City Public Schools (Account #9932-418-122) – \$1,700,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$1,700,000 from Department of Public Works (Account #9916-197-317) to the Baltimore City Public Schools (Account #9932-418-122); and providing for a special effective date.

C.C. Bill 05-0207 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-319) to the Baltimore City Public Schools (Account #9932-418-226) – \$1,000,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$1,000,000 from Department of Public Works (Account #9916-197-319) to the Baltimore City Public Schools (Account #9932-418-226); and providing for a special effective date.

C.C. Bill 05-0208 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-314) to the Baltimore City Public Schools (Account #9932-418-031) – \$2,085,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$2,085,000 from Department of Public Works (Account #9916-197-314) to the Baltimore City Public Schools (Account #9932-418-031); and providing for a special effective date.

C.C. Bill 05-0209 - An Ordinance concerning - Bond Fund Capital Appropriation Transfer – Department of Public Works (Account #9916-197-312) to the Baltimore City Public Schools (Account #9932-418-013) – \$500,000 - For the purpose of transferring a Bond Fund Capital Appropriation in the amount of \$500,000 from the Department of Public Works (Account #9916-197-312) to the Baltimore City Public Schools (Account #9932-418-013); and providing for a special effective date.

C.C. Bill 05-0236 - An Ordinance concerning - Supplementary Convention Center Hotel Loan Fund Capital Appropriation – Department of Finance - \$305,000,000 - For the purpose of providing a Supplementary Convention Center Hotel Loan Fund Capital Appropriation in the amount of \$305,000,000 to the Department of Finance (Account #9908-146-031), to provide funds for the acquisition, construction, furnishing, and equipping of a convention center headquarters hotel in the City of Baltimore; and providing for a special effective date.

Sincerely,

Martin O'Malley
Mayor

WITHDRAWAL OF NOMINATION

October 6, 2005

The Honorable Sheila Dixon, President
and Members of the City Council

Re: Withdrawal of Nomination

Dear President Dixon and Councilmembers:

This letter serves to formally withdraw the nomination of Marilyn K. Duker to serve on the Board of Finance.

Ms. Duker will be unable to attend the scheduled hearing. Her name will be resubmitted at a later date.

Sincerely,

Martin O'Malley
Mayor

October 6, 2005

The Honorable Sheila Dixon, President
and Members of the City Council

Re: Withdrawal of Nomination

Dear President Dixon and Councilmembers:

This letter serves to formally withdraw the nomination of John M. Hamilton to serve on the Board of Finance.

Mr. Hamilton will be unable to attend the scheduled hearing. His name will be resubmitted at a later date.

Sincerely,

Martin O'Malley
Mayor

APPOINTMENTS BY THE MAYOR

LILLIAN JONES CUFFIE, as a member of the Social Services Commission, for a term expiring December 7, 2007, succeeding Stephen Marz.

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.

Sincerely,

Martin O'Malley
Mayor

COMMUNICATIONS FROM MUNICIPAL AGENCIES

September 27, 2005

Honorable Sheila Dixon
President, Baltimore City Council
City Hall, Room 400

RE: Proposed Disposition of Tax Sale Property

Dear Madam President:

In order to expedite the return of tax sale properties to private ownership, Ordinance No. 477 was approved December 6, 1973. This ordinance allows the City Comptroller to sell properties acquired by tax sale at either private or public sale once certain criteria are met.

It is requested that the following properties be published in the City Council Journal as promptly as possible in order that we may pursue their disposition:

Councilmanic District No. 2

2101 Llewelyn Ave.
Block 1501/026

2113 Llewelyn Ave.
Block 1501/025

In accordance with the provisions of Ordinance 477, certification of the publication shall be submitted to the Comptroller 30 days after such publication. It would be most helpful and sincerely appreciated if the certification is directed to the attention of the Department of Real Estate.

Should you have any questions, please contact me at 410-396-4767.

Aliza Taylor-Allison
Real Estate Agent
Department of Real Estate
Room 304 City Hall

September 27, 2005

Honorable Sheila Dixon
President, Baltimore City Council
City Hall, Room 400

RE: Proposed Disposition of Tax Sale Property

Dear Madam President:

In order to expedite the return of tax sale properties to private ownership, Ordinance No. 477 was approved December 6, 1973. This ordinance allows the City Comptroller to sell properties acquired by tax sale at either private or public sale once certain criteria are met.

It is requested that the following property be published in the City Council Journal as promptly as possible in order that we may pursue its disposition:

Councilmanic District No. 5

3063 Stafford St.
Block 2123B; Lot 059

In accordance with the provisions of Ordinance 477, certification of the publication shall be submitted to the Comptroller 30 days after such publication. It would be most helpful and sincerely appreciated if the certification is directed to the attention of the Department of Real Estate.

Should you have any questions, please contact me at 410-396-4767.

Aliza Taylor-Allison
Real Estate Agent
Department of Real Estate
Room 304 City Hall

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. 05-0262 - By President Dixon (The Administration):

An Ordinance authorizing certain minors to be taken to a juvenile holding facility under certain circumstances; defining certain terms; specifying the type of civil citation to be used for violations by parents; authorizing the use of civil citations for violations by establishments; modifying certain penalties; conforming, correcting, and clarifying certain language; deleting certain obsolete language; and generally relating to minors and to the enforcement of the daytime and nighttime curfews.

The bill was read the first time and referred to the City Solicitor, Police Department, Baltimore Coordination Council on Criminal Justice Commission, Department of Finance, Baltimore City Public School System, Public Safety Subcommittee.

Bill No. 05-0263 - By President Dixon (The Administration):

An Ordinance amending the Urban Renewal Plan for Howard Park Business Area to authorize the acquisition by purchase or by condemnation of certain properties for urban renewal purposes, close a certain right-of-way, create an expanded disposition lot, and revise exhibits to reflect the changes in the Plan; waiving certain content and procedural requirements; making the

provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

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, Board of Municipal and Zoning Appeals, Baltimore City Parking Authority, Department of Transportation, Urban Affairs Committee.

Bill No. 05-0264 - By Councilmember Welch (by request):

An Ordinance amending the Urban Renewal Plan for Washington Village to revise the land use classification of certain properties and to revise certain exhibits to reflect the changes in the Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Board of Municipal and Zoning Appeals, Planning Commission, Department of Housing and Community Development, Department of Public Works, Baltimore City Parking Authority, Department of Transportation, Urban Affairs Committee.

Bill No. 05-0265 - By Councilmember Welch (by request):

An Ordinance changing the zoning for the properties known as 1240 Nanticoke Street and Tax Block 790, Lot 55, as outlined in red on the accompanying plat, from the M-2-2 Zoning District to the R-8 Zoning District.

The bill was read the first time and referred to the Board of Municipal and Zoning Appeals, Planning Commission, Department of Housing and Community Development, Land Use and Transportation Committee.

Bill No. 05-0266 - 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 (Account #9916-194-160), to provide funding 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. 05-0267 - By President Dixon (The Administration):

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$425,000 to the Department of Transportation – (Account #9950-528-107), to provide funding for an Inner Harbor Dredging Project; and providing for a special effective date.

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

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

Bill No. 05-0095R - By President Dixon, Councilmembers Kraft, Clarke, Young, Branch, Curran, Harris, Holton, Mitchell, Rawlings Blake, Reisinger, D’Adamo, Conaway, Welch:

A Resolution inviting the author of “*Low-End Rental Housing: The Forgotten Story in Baltimore’s Housing Boom*” to share with the City Council and the Baltimore public the findings concerning the state of low-income residential real estate rental property in the City; and asking the Baltimore City Housing Commissioner to share with the Council the agency’s response to the report and the efforts the City has made to ensure that decent rental properties are available to low income residents in all neighborhoods throughout the City.

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

Bill No. 05-0096R - By Councilmember Mitchell, President Dixon, Councilmembers Curran, Harris, Clarke, Rawlings Blake, Reisinger, D’Adamo, Welch, Branch, Kraft:

A Resolution requesting that the City of Baltimore, along with local business owners, non-profit organizations, and other various private organizations, come together to aid in the formation of the Charter School Development Financing Authority in order to help Baltimore City Charter Schools develop innovative financing to pay for the upkeep of current facilities, provide funding for new charter school construction projects, and student grants, as well as provide the means to obtain and promote donations for the benefit of charter schools in Baltimore City.

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. 05-0097R - By Councilmember Harris, President Dixon, Councilmembers Young, Curran, Holton, Mitchell, Reisinger, Clarke, Kraft, Rawlings Blake, D’Adamo, Conaway, Welch, Branch:

A Resolution requesting the Baltimore City Housing Commissioner to address the City Council on the proposed changes to Baltimore City's public housing program as permitted by participation in Moving to Work, a federal pilot program that grants local officials more control over the allocation of expenditures previously earmarked for Section 8 vouchers and other specific public housing programs.

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

Bill No. 05-0098R - By Councilmembers Kraft, Curran, Holton, Harris, Young, Clarke, Rawlings Blake, Reisinger, Conaway, Welch, Spector:

A Resolution respectfully requesting the Baltimore City Board of Liquor License Commissioners to address the City Council on expanding the participation of community members in improving the quality of life in their neighborhoods and working with them in dealing effectively with nuisance liquor licensees to make city living an enjoyable experience for residents, businesses and patrons.

The bill was read the first time and referred to the Baltimore City Board of Liquor License Commissioners, Police Department, Judiciary and Legislative Investigations Committee.

Bill No. 05-0099 - By Councilmembers Kraft, Rawlings Blake, Branch, Curran, Reisinger, Welch, Holton, Spector:

Introduced: October 17, 2005
(Read and adopted)

A COUNCIL RESOLUTION CONCERNING

Informational Hearing – An Update from the State's Attorney's Office

FOR the purpose of respectfully requesting the Baltimore City State's Attorney's Office to address the City Council in order to review operations and programs so that vital positions in the pursuit of crime in Baltimore City are identified, and to explain the plans to transition these positions from being grant funded to being in the operating budget.

Recitals

On May 23, 2005 Baltimore City State's Attorney Patricia Jessamy stood before the City Council's Budget and Appropriations Committee in an effort to convince public officials that her office should be provided with a portion of the \$37 million City budget surplus. Ms. Jessamy told the Committee that she desperately needed \$2.2 million in addition to her \$22.3 million budget allocation from the City in order to make up for waning State and federal grants.

Of 391 positions, Ms. Jessamy's office has 280 city-funded positions and 111 grant-funded positions. The temporary grants that pay for 33 employees are due to expire in December, 2005. Of the 200 prosecutors in the State Attorney's office, 21 of them are accounted for under these short-term grants, including 7 gun prosecutors.

Although her office has received increased funding in recent years, Ms. Jessamy argued that the growing demand for prosecutors requires more money from the city in order to for the State's Attorney's Office to serve the city's justice system adequately. Ms. Jessamy emphasized to city officials that additional funds would not pay for new initiatives but, instead, would cover the cost of maintaining her office.

Upon review, Mayor Martin O'Malley exceeded the State's Attorney's original request to fund her office by granting her \$2.8 million. Although this enables city prosecutors to continue their battle against city crime, it is by no means a permanent fix. In order to ensure that the State's Attorney's Office's most vital positions are secure beyond Fiscal Year 2006, Ms. Jessamy's office should work to tie them to a steadier, more permanent funding source rather than short-term grants.

It is important for the City Council to understand the management plans of the Baltimore City State's Attorney's Office to identify vital positions in the office and transition them from temporary grant funding to a permanent place in the State's Attorney's Office's operating budget. This is essential to the security of the Baltimore City justice system and crime fighting mechanism.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Baltimore City State's Attorney's Office is requested to address the City Council in order to review operations and programs so that vital positions in the pursuit of crime in Baltimore City are identified. Once done, the State's Attorney's Office is requested to explain her plans to transition these positions from being grant funded into the operating budget.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Baltimore City State's Attorney's Office, the Baltimore City Police Department, the Criminal Justice Coordinating Council, and the Mayor's Legislative Liaison to the Council.

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 - Total 14.

Nays - Councilmember Clarke - Total 1.

The President declared the Rules “Suspended”.

Then Councilmember Rawlings Blake 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 - Total 14.

Nays - 0.

Pass - Councilmember Clarke - Total 1.

The President declared the Resolution “Adopted”.

Bill No. 05-0100R - By President Dixon, Councilmembers Young, Branch, Curran, Holton, Harris, Clarke, Kraft, Rawlings Blake, Mitchell, Reisinger, Conaway, Welch, Spector:

Introduced: October 17, 2005
(Read and adopted)

A COUNCIL RESOLUTION CONCERNING

In Support of National Teen Read Week, October 16-22, 2005 – “Get Real @ Your Library ®!”

FOR the purpose of endorsing National Teen Read Week and this year’s theme of “**Get Real!@ your library® !**” as the Young Adult Library Services Association (YALSA) celebrates the 8th annual national adolescent literacy initiative that encourages teens to read for fun, knowledge, and personal growth, and expressing appreciation to libraries, schools, and bookstores across the country and in Baltimore City that are part of the important mission of acquainting teens with the unbounded world of literature.

Recitals

YALSA officials are concerned that “today’s teens seem to have less and less free time, and there are increasingly more activities for them to take part in during what little leisure time they have. That is why it’s important to encourage teens to set aside time to read.” Literacy is a topic of both national and local concern, and falling test scores and lower graduation rates among today’s teens give cause for serious concern.

Last year, Baltimore City educators lauded improvements in student scoring on the Maryland School Assessment tests when, city wide, 3rd grade reading scores went up more than 15 percentage points, 5th grade reading scores gained a less-impressive 5.5 percentage points, and 8th grade reading scores rose by nearly 10 percentage points. There was rejoicing and congratulations among educators when nearly 36% of Baltimore's 10th grade readers were shown to be at the advanced or proficient level in reading, compared to 29% the previous year.

Any celebration of teens reading improvement scores should be tempered by the converse of the statistics – if nearly 36% of our 10th graders are advanced or proficient readers, then nearly 65% are neither advanced nor proficient – they are in fact basic readers. Basic or “unable to adequately read or comprehend grade appropriate literature and informational passages” describes the reading ability of the overwhelming majority of Baltimore City's teen readers.

Studies show that regular reading habits increase reading proficiency, and one of the most important ways teens acquire the habit is to watch adults they respect. Being around adults who are avid readers counteracts the latest statistics from the National Center for Education Statistic's *The Nation's Report Card* that indicate that in homes across America the number of different types of reading materials has decreased, and that a smaller percentage of 17-year-olds saw adults reading in their homes.

The Enoch Pratt Free Library hopes to increase teen literacy locally by offering a series of programs for “Just for Teens” during Teen Read Week that include:

- **So You Want to Be a Chef** – Cooking Demo With Nick Sheridan on Monday, October 17, 5:30 p.m. at the Brooklyn Branch – Teens can participate in a cooking demonstration with one of Baltimore's most creative chefs to find out if being a culinary artist is your cup of tea!
- **'It's Magic!' For Teens** – Magic Show with Joe Oleszczuk on Monday, October 17, 6:30 p.m. at the Light Street Branch – A show filled with the magic of silks, ropes, cards, slights of hand, laughs and more laughs for a performer of 15 years who will show how magic can be turned into a career.
- **Books for the Beast** – Young Adult Literature Conference, Saturday, October 22, 9:00 a.m.- 4:30 p.m. at the Roland Park Country School – A biennial conference devoted to showcasing and discussing the best in Young Adult Literature.

Parents of teens are also encouraged to celebrate Teen Read Week at home by visiting the local public or school library with their teen; setting aside time each night for the family to read; giving books or magazines subscriptions to teens as a gift or reward; sharing their favorite book; surfing the internet with their teen to learn about new books or authors; or joining a book discussion group at the school or public library.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That this Body endorses National Teen Read Week and this year's theme of "**Get Real!@ your library®!**" as the Young Adult Library Services Association (YALSA) celebrates the 8th annual national adolescent literacy initiative that encourages teens to read for fun, knowledge, and personal growth and expresses appreciation to libraries, schools, and bookstores across the country and in Baltimore City that are part of the important mission of acquainting teens with the unbounded world of literature.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Director, Enoch Pratt Free Library, and the Mayor's Legislative Liaison to the City Council.

Councilmember Rawlings Blake 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 Rawlings Blake 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".

MOTION TO INVOKE RULE 9-1

Councilmember Holton 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. 05-0101R.

Bill 05-0101R - By Councilmembers Holton, Harris, Young, Branch, Curran, D'Adamo, Welch, Kraft, Spector, Conaway, Reisinger, Rawlings Blake, Clarke, President Dixon

Introduced: October 17, 2005
(Read and adopted)

A COUNCIL RESOLUTION CONCERNING

In Celebration of Pastoral Care Week, October 23 – 29, 2005

FOR the purpose of joining the health care ministers in observance of Pastoral Care Week, an international celebration of the thousands of women and men pastoral care givers of all faiths who offer the healing grace of a higher power to a world suffering in spiritual, emotional, and physical pain.

Recitals

The Pastoral Care Departments of hospitals and other health care facilities provide for the spiritual well-being of patients, their families, and staff members, minister to the sick and dying regardless of what their faith traditions may be, and specialize in supportive spiritual care through empathetic listening. Pastoral care staff provide, in part, patient visitation and hospital rounds, spiritual guidance and assistance to patients, pastoral care and support during bereavement, input on ethical issues regarding patient care, rituals at time of birth or other life cycle transitions, and the distribution of Communion.

The first Pastoral Care Week was held in October 1985; since then it has grown beyond national to international proportions. The celebration of Pastoral Care Week provides an opportunity for chaplains and pastoral care counselors, educators, and providers to share their stories and to celebrate various ministries, with the stated objectives of celebrating the education for and practice of spiritual care through professional chaplaincy and pastoral counseling, to interpret and promote pastoral care, to honor all practitioners of pastoral care, to express appreciation to institutions and staff that support pastoral care ministries, to publicize the work of pastoral care organizations, and to promote continuing education for clergy, laity, and institutional employees.

Each year a new theme brings light to a certain aspect of pastoral care. This year's theme "*Pastoral Care: Healing Wisdom*" has adopted a logo that comes from the rich cultural heritage of the Akan people of Ghana – the SANKOFA, a mythical bird with its feet firmly planted forward and its head turned backwards. To the Akan people it represents wisdom as learning from the past and from our experiences, thus ensuring a strong future. To those in the pastoral care community, "in terms of spirituality, it also represents a movement of reaching back to our inner depths where God resides and of discerning the many marvelous ways God works with us. The egg in the bird's mouth represents the gems of knowledge of the past upon which wisdom is based; it also signifies the generation to come that would benefit from that wisdom."

In Baltimore City we have benefitted greatly from the gentle hands and words of pastoral care workers in our many venerable health care facilities who, in times of crisis, enable us to reach deep into ourselves to discover the spiritual reserves that can only be possible as a gift from a greater power with whom they enjoy an ethereal bond.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That this Body joins the health care ministers in observance of Pastoral Care Week, an international celebration of the thousands of women and men pastoral care givers of all faiths who offer the healing grace of a higher power to a world suffering in spiritual, emotional, and physical pain.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Pastoral Care Departments of Bon Secours Hospital, Franklin Square Hospital, Good Samaritan Hospital, Harbor Hospital Center, Johns Hopkins Bayview Medical Center, Johns Hopkins Hospital, Kennedy Krieger Institute, Maryland General Hospital, Mercy Medical Center, Mt. Washington Pediatric Hospital, St. Agnes Hospital, Sinai Hospital, Union Memorial Hospital, and University of Maryland Medical Center, the Senior Vice President for Communications of the Maryland Hospital Association, 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".

CONSENT CALENDAR

CEREMONIAL RESOLUTIONS NO. 1385, 1386, 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1429, 1430, 1431, 1432, 1433, 1434, 1435, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1453, 1454, 1455, 1456, 1457, 1458, 1459, 1460, 1461, 1462, 1463, 1464, 1465, 1466, 1467, 1468, 1469, 1470, 1471, 1472, 1473, 1474, 1475, AND 1476 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.

COMMITTEE REPORTS**BILL NO. 05-0199 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0199 favorably.

An Ordinance providing a Supplementary Federal Fund Capital Appropriation in the amount of \$4,615,000 to the Department of Transportation (Account #9950-527-147), to provide a grant for the Charles Street streetscape project; and providing for a special effective date.

Favorable report adopted, with Councilmember Holton out of Chambers.

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

**BILL NO. 05-0200 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0200 favorably.

An Ordinance providing a Supplementary Parking Enterprise Fund Capital Appropriation in the amount of \$4,000,000 to the Department of Transportation (Account #9965-580-566), to provide funding for the acquisition and installation of parking meters; and providing for a special effective date.

Favorable report adopted, with Councilmember Holton out of Chambers.

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

**BILL NO. 05-0250 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Rawlings Blake, for the Budget and Appropriations Committee, reported Bill No. 05-0250 favorably.

An Ordinance providing a Supplementary Capital Fund Appropriation in the amount of \$877,000 to the Department of Public Works (Account #9916-194-191), to provide funding for a fuel system upgrade; and providing for a special effective date.

Favorable report adopted.

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

**BILL NO. 05-0179 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Harris, for the Highways and Franchises Subcommittee, reported Bill No. 05-0179 favorably.

An Ordinance condemning and closing a 10-foot alley, laid out 77.3 feet, more or less, south of Cold Spring Lane and extending from the east side of Lawrence Avenue, northeasterly, to the end thereof, as shown on Plat 347-A-72 in the Office of the Department of Public Works; and providing for a special effective date.

Favorable report adopted.

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

**BILL NO. 05-0217 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Harris, for the Highways and Franchises Subcommittee, reported Bill No. 05-0217 favorably.

An Ordinance condemning and closing Lakewood Avenue, extending from the southwest side of Boston Street southwesterly to the end thereof, as shown on Plat 346-A-54 in the Office of the Department of Public Works; and providing for a special effective date.

Favorable report adopted.

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

**BILL NO. 05-0239 REPORTED FAVORABLY, WITH AMENDMENT,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Harris, for the Highways and Franchises Subcommittee, reported Bill No. 05-0239 favorably, with amendment.

An Ordinance condemning and opening Wells Street, extending from Light Street Easterly 697.7 feet, more or less, to Johnson Street, as shown on Plat 346-A-55 in the Office of the Department of Public Works; and providing for a special effective date.

Amendment to City Council Bill No. 05-0239

Amendment No. 1

On page 1, in lines 5 and 17, in each instance, after “to”, insert “the former bed of”.

The amendment was read and adopted.

Favorable report, as amended, adopted, with Councilmember Curran Passing.

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

**BILL NO. 05-0240 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Harris, for the Highways and Franchises Subcommittee, reported Bill No. 05-0240 favorably.

An Ordinance condemning and closing a portion of Wells Street, contiguous to the south side thereof, extending from Light Street Easterly 697.7 feet, more or less, to the former bed of Johnson Street, as shown on Plat 346-A-55A in the Office of the Department of Public Works; and providing for a special effective date.

Favorable report adopted, with Councilmember Curran Passing.

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

THIRD READING - TO BE HELD ONE MEETING

The following bill, pursuant to § 16-404 of the Baltimore City Zoning Code, was held over until the next City Council meeting.

C.C. 05-0192 - An Ordinance changing the zoning for the properties known as 2033 Kloman Street, 2099 Kloman Street, 2101-2121 Kloman Street, 2200 Kloman Street, 2201-2221-2301 Kloman Street, a portion of 2831 Waterview Avenue, a portion of 2841 Waterview Avenue, portions of MTA Rights-of-Way, and a portion of CSX Right-of-Way, as outlined in red on the accompanying plat, from the M-2-3 Zoning District to the B-2-3 Zoning District; and changing the zoning for the properties known as a portion of 2831 Waterview Avenue, a portion of 2841 Waterview Avenue, and a portion of MTA Right-of-Way, as outlined in blue on the accompanying plat, from the M-2-1 Zoning District to the B-2-3 Zoning District.

THIRD READING

The President laid before the City Council:

BILL NO. 04-0004 - An Ordinance changing the zoning of the area outlined in red on the accompanying amended 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; 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, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmembers D'Adamo, Young - Total 2.

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

The President laid before the City Council:

BILL NO. 04-0005 - 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; 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, Curran, Harris, Spector, Rawlings Blake, Conaway, Holton, Welch, Reisinger, Mitchell, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmembers D'Adamo, Young - Total 2.

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

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2
WITH REGARD TO BILL NO. 05-0234**

Councilmember Mitchell made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0234.

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 BILL NO. 05-0093R**

Councilmember Reisinger made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 05-0093R.

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

ADJOURNMENT

On motion of Councilmember Rawlings Blake, duly seconded, the City Council adjourned to meet on Monday, October 31, 2005, at 5:00 p.m.

Consent Calendar

- CR 1385 D'Adamo**
A City Council RESOLUTION congratulating Officer and Mrs. Jason Alderson on the joyous occasion of the birth of their son, Jason Scott Alderson, Jr.
- CR 1386 President Dixon, All Members**
A City Council RESOLUTION congratulating Pauline Mason on her retirement from the Baltimore City Council, after 19 years of dedicated service.
- CR 1387 Young**
A City Council RESOLUTION congratulating Joyce James on the celebration of her 60th birthday.
- CR 1388 President Dixon, All Members**
A City Council RESOLUTION congratulating Henry and Shirley Mays on the celebration of their 50th Wedding Anniversary.
- CR 1389 President Dixon, All Members**
A City Council RESOLUTION congratulating Dorothy Turner and Cranston Dize, III on their outstanding service to the students and staff of Walbrook Senior High School.
- CR 1390 President Dixon, All Members**
A City Council RESOLUTION on the death of James Howard, October 29, 1932 – September 22, 2005.
- CR 1391 President Dixon, All Members**
A City Council RESOLUTION on the death of Brock A. Pilkerton, July 21, 1987 – September 25, 2005.
- CR 1392 Branch**
A City Council RESOLUTION congratulating Sandra Bowles on her retirement from the State of Maryland after 30 years of loyal and dedicated service.
- CR 1393 Reisinger**
A City Council RESOLUTION congratulating Darryl on 13 years of sobriety.
- CR 1394 President Dixon, All Members**
A City Council RESOLUTION congratulating Legacy Harrison Enterprises on the celebration of the Groundbreaking for the Zenith Apartment Project.
- CR 1395 President Dixon, All Members**
A City Council RESOLUTION congratulating June H. Kaye on the celebration of her retirement after 12 years of dedicated service with Baltimore City government and the citizens of Baltimore.

- CR 1396 Clarke**
A City Council RESOLUTION congratulating Total Health Care on the its 1st Anniversary of dedication and care at the Doris Johnson Medical Center, October 20, 2005.
- CR 1397 Clarke**
A City Council RESOLUTION congratulating Comcast Cares Day with the appreciation of the 14th District of Baltimore City, October 1, 2005.
- CR 1398 Clarke**
A City Council RESOLUTION congratulating Walters Art Museum on the 100th Anniversary of the Palazzo Building, October 22, 2005.
- CR 1399 Conaway**
A City Council RESOLUTION congratulating Chessie M. Brailey on the celebration of her 88th birthday.
- CR 1400 Welch**
A City Council RESOLUTION congratulating Dr. Donald E. Wilson, MACP, on his dedication in research and sharing his knowledge to improve preventive and health education for today's population.
- CR 1401 Welch**
A City Council RESOLUTION congratulating Gattura Sims-El and Gertrude H. Ginsburg on their hard work and dedicated efforts as advocates for educational success for Baltimore students as Founders of the Baltimore Education Network (1997 – present).
- CR 1402 Welch**
A City Council RESOLUTION congratulating Barbara McKiever, Georgine Edgerton, Elizabeth Gladden, Bessie Johnson, Katherine Netty, Patricia Blake, Josie Schwartz, Mary Smith, Kuniko Takumi and Ellen Smith on their participation in the 3rd Annual Senior Pageant hosted by the Charm City Dancers and the Baltimore City Department of Recreation and Parks.
- CR 1403 Welch**
A City Council RESOLUTION congratulating Shirley Duncan and Shirley McDonald on their hard work and dedicated efforts as Program Coordinators for the 3rd Annual Senior Pageant hosted by the Charm City Dancers and Baltimore Department of Recreation and Parks.
- CR 1404 Welch**
A City Council RESOLUTION congratulating Charles Philip Polite and Lena Celeste Fugett on the celebration of their marriage.

- CR 1405 Kraft**
A City Council RESOLUTION congratulating “Koffee Talk” on its philanthropic spirit in the City of Baltimore; its efforts with the development of Destination Bright Future and other non-profit organizations has been a positive influence on the youth of the City.
- CR 1406 Kraft**
A City Council RESOLUTION congratulating Destination Bright Future on providing fun and intellectually enlightening experiences which positively influence the youth of Baltimore City.
- CR 1407 Young**
A City Council RESOLUTION on the death of Brother Willie Ray “Spanky” Bell.
- CR 1408 President Dixon, All Members**
A City Council RESOLUTION congratulating Mount Zion United Methodist Church on the celebration of its 125th Anniversary
- CR 1409 President Dixon, All Members**
A City Council RESOLUTION congratulating Pete Pompey on his dedication to the youth of Baltimore City for over 40 years.
- CR 1410 President Dixon, All Members**
A City Council RESOLUTION congratulating Bishop David Washington Spann, Sr. on the celebration of 50 years of Pastoral ministry and 20 years as Prelate of Greater Maryland First Jurisdiction, Church of God in Christ.
- CR 1411 Harris, All Members**
A City Council RESOLUTION on the death of Leroy Fair.
- CR 1412 President Dixon, All Members**
A City Council RESOLUTION congratulating Bishop Christopher E. Windley, Sr. on the celebration of his 48th birthday.
- CR 1413 President Dixon, All Members**
A City Council RESOLUTION congratulating Marian Collins on the celebration of her 100th birthday.
- CR 1414 Harris, All Members**
A City Council RESOLUTION congratulating Marie Douglass Poole on the celebration of her 75th birthday.
- CR 1415 President Dixon, All Members**
A City Council RESOLUTION on the death of Reginald J. Washington, November 10, 1939 – September 22, 2005.
- CR 1416 D’Adamo**
A City Council RESOLUTION on the death of William Franklin Zorzi, Sr.

- CR 1417 President Dixon, All Members**
A City Council RESOLUTION congratulating Agnes C. Cross on the celebration of her retirement after 34 years of service with the Circuit Court of Baltimore City.
- CR 1418 President Dixon, All Members**
A City Council RESOLUTION congratulating Dr. Fred D. Lockett, Sr. on the celebration of his 89th birthday.
- CR 1419 President Dixon, All Members**
A City Council RESOLUTION congratulating Gertrude H. Ginsburg and Zattura Sims-El on their tireless efforts to improve the educational outcomes for all Baltimore City children.
- CR 1420 President Dixon, All Members**
A City Council RESOLUTION on the death of John “Jack” C. Kennedy.
- CR 1421 Branch**
A City Council RESOLUTION congratulating Aurelia Budd on the celebration of her 70th birthday.
- CR 1422 President Dixon, All Members**
A City Council RESOLUTION congratulating Darlene Brown on the celebration of her 50th birthday.
- CR 1423 Clarke**
A City Council RESOLUTION congratulating Reverend Beverly Gaither on her commitment and dedicated services as Under Shepard of the Homestead United Methodist Church and community.
- CR 1424 Clarke**
A City Council RESOLUTION congratulating Rebecca Marrow on her unselfish services rendered as Sunday School Superintendent.
- CR 1425 Clarke**
A City Council RESOLUTION congratulating Cassandra D. Cary and Dorothy McCoy on their loyalty and commitment to Homestead United Methodist Church for well over 40 years.
- CR 1426 Clarke**
A City Council RESOLUTION congratulating Bridget Dean, Dorothy Crosby, Sarah Wilkins, Linden Heights United Methodist Church, Towson United Methodist, Strawbridge United Methodist Church, Lee Smith, Reverend Leighton E. Harrell, and Shirley R. Dean on their untiring support to the ministries of the Homestead United Methodist Church.
- CR 1427 Clarke**
A City Council RESOLUTION congratulating Hosea Blackwell, Sherrea Sumpter, and Lossel Caine on the dedication of their new homes.

- CR 1428 Clarke**
A City Council RESOLUTION congratulating Paula Purviance on her election as President of NECO.
- CR 1429 Young**
A City Council RESOLUTION on the death of Lenora Williams Walker.
- CR 1430 Kraft**
A City Council RESOLUTION congratulating Julie Community Center on the celebration of its 30th Anniversary.
- CR 1431 Kraft**
A City Council RESOLUTION congratulating Zippy Larson on Zippy Tours being selected as “Best Place to Take Out of Town Visitors” by the City Paper’s Best of Baltimore 2005.
- CR 1432 Young, Mitchell**
A City Council RESOLUTION congratulating Mary Ann Henderson, Henri Daniels, and Doug Frost on their faithful, steadfast and committed service to the Midtown Community as Board members for the past 5 years.
- CR 1433 Young**
A City Council RESOLUTION congratulating Barbara J. Laster on retiring from the Baltimore City Community College (BCCC) on November 4, 2005 after 31 years of committed and loyal service that successfully contributed significantly to the educational and life successes of many students.
- CR 1434 Harris, All Members**
A City Council RESOLUTION on the death of Nae Chung Pak.
- CR 1435 Rawlings Blake**
A City Council RESOLUTION congratulating Follie Mae Mungo Spencer on the celebration of her 80th birthday.
- CR 1436 Young, Branch**
A City Council RESOLUTION on the death of Reginal Washington.
- CR 1437 President Dixon, All Members**
A City Council RESOLUTION congratulating Baltimore Animal Rescue and Care Shelter on the celebration of its Barcstoberfest 2005.
- CR 1438 President Dixon, All Members**
A City Council RESOLUTION congratulating Jasmine Wright on her nomination as a delegate at the Junior National Young Leaders Conference in Washington, DC.

- CR 1439 Welch**
A City Council RESOLUTION congratulating the James McHenry Recreation Center on hosting a community festival to provide its community with direct access to fundamental resources needed for developmental and progressive growth and survival.
- CR 1440 Curran**
A City Council RESOLUTION congratulating Annette Jones Wilson on improving the quality of life in the City of Baltimore, sharing her artistic talents through teaching the children in the community of Lauraville.
- CR 1441 Curran**
A City Council RESOLUTION congratulating Michelle and Bill Pitt on improving the quality of life in the City of Baltimore by volunteering hours of their time to the association, including moving and area clean up in the community of Lauraville.
- CR 1442 Curran**
A City Council RESOLUTION congratulating Tina Lazar on improving the quality of life in the City of Baltimore by volunteering hours of her time to the association, including moving and area clean up in the community of Lauraville.
- CR 1443 D'Adamo**
A City Council RESOLUTION congratulating Vinia Coleman on the occasion of her 90th birthday.
- CR 1444 D'Adamo**
A City Council RESOLUTION congratulating Charles and Jeanine Butka on the joyous occasion of the birth of their daughter, Allison Renee Butka (6 lbs., 8 oz.)
- CR 1445 Branch**
A City Council RESOLUTION on the death of Remal Clifton.
- CR 1446 Branch**
A City Council RESOLUTION congratulating Delores Scott on receiving the Patrick Groff Teacher of the Year Award from the National Right to Read Foundation 2005.
- CR 1447 President Dixon, All Members**
A City Council RESOLUTION congratulating Public School Administrators and Supervisors Association of Baltimore City (PSASA) on the celebration of its 26th Annual Fall Conference.
- CR 1448 President Dixon, All Members**
A City Council RESOLUTION congratulating Myrtle Tyler Faithful on the celebration of her dedication to youth in our community.
- CR 1449 President Dixon, All Members**
A City Council RESOLUTION congratulating Lucy Allen on the celebration of her retirement after 39 years of dedicated service with the Social Security Administration.

- CR 1450** President Dixon, All Members
A City Council RESOLUTION congratulating Reverend Raymond F. Edmonds, Jr., Gethsemane African Methodist Episcopal Church, on the celebration of his 10th Anniversary.
- CR 1451** President Dixon, All Members
A City Council RESOLUTION congratulating Saint John African Methodist Episcopal Church on the celebration of its 150th Anniversary.
- CR 1452** Young, All Members
A City Council RESOLUTION congratulating Doris J. Smith on the celebration of her 90th birthday, November 2, 2005.
- CR 1453** Kraft
A City Council RESOLUTION on the death of Steve J. Malecki.
- CR 1454** President Dixon, All Members
A City Council RESOLUTION congratulating Reverend Johnny N. Golden, Sr. on the celebration of his 54th birthday.
- CR 1455** President Dixon, All Members
A City Council RESOLUTION congratulating Morning Star Baptist Church of Christ on the celebration of its 115th Anniversary.
- CR 1456** Clarke
A City Council RESOLUTION congratulating Winkie Campbell-Notar on Great MAIN-streeting for Waverly.
- CR 1457** President Dixon, All Members
A City Council RESOLUTION congratulating Reverend Jerry C. Gordan, Pastor, Epworth United Methodist Church, on his participation at the Kingsway Bible Baptist Fall Revival, "Pregnant with Possibility".
- CR 1458** President Dixon, All Members
A City Council RESOLUTION congratulating the Management of the Cross Street Market on the celebration of its Grand Re-Opening.
- CR 1459** Welch
A City Council RESOLUTION on the death of Sonny Coleman.
- CR 1460** Welch
A City Council RESOLUTION congratulating the Rosemont Elementary/Middle School #63 on being selected as the only NASA Explorer School (NES) in the State of Maryland, which gives students, grade 4-9, the opportunity to learn from NASA personnel.

- CR 1461 Welch**
A City Council RESOLUTION congratulating Sandra Ashe, Sandra Braxton-Riley, and Evelyn Campbell on their hard work and dedicated efforts to submit applications for Rosemont Elementary/Middle School to be the only school in the State of Maryland to be selected as a NASA Explorer School (NES).
- CR 1462 President Dixon, All Members**
A City Council RESOLUTION congratulating Thurman Milton Pinder on the celebration of his retirement after 37 years of dedicated service with the Social Security Administration.
- CR 1463 Welch**
A City Council RESOLUTION congratulating NASA Explorer School Program on its partnership and ongoing relationship with the Rosemont Elementary/Middle School #63.
- CR 1464 Welch**
A City Council RESOLUTION congratulating C.O.I.L. Southwest Senior Center on the celebration of its 25th Anniversary.
- CR 1465 Welch**
A City Council RESOLUTION congratulating Edler J. and Essie Thompson on the celebration of their 50th Wedding Anniversary.
- CR 1466 Kraft**
A City Council RESOLUTION congratulating the Polish Heritage Association and the Polish Legion of American Veterans on their sponsorship of the 2005 Wreath Laying Ceremony in honor of Revolutionary War Hero, General Casimir Pulaski.
- CR 1467 Kraft**
A City Council RESOLUTION congratulating Holy Trinity Russian Orthodox Church on the 2005 Russian Orthodox Festival which celebrates the culture and contributions of the Russian community in Baltimore City.
- CR 1468 Kraft**
A City Council RESOLUTION congratulating Alma Delos Santos, Janice Dotimas, Aileen Mercado, and Shirley Ucol on their commitment to education of children in Southeast Baltimore.
- CR 1469 Holton, All Members**
A City Council RESOLUTION on the death of Mildred Sensabaugh McKinney, September 16, 1935 – October 12, 2005.
- CR 1470 Young**
A City Council RESOLUTION on the death of Sister Vanessa Fields.

- CR 1471 Young**
A City Council RESOLUTION congratulating Pastor Elect Cedric Perry on being Installed as the Pastor (Undershepherd) of Friendship Baptist Church of Turner Station.
- CR 1472 Branch**
A City Council RESOLUTION congratulating Thurman Milton Pinder on his retirement from the Social Security Administration after 37 years of committed and dedicated service to the federal government.
- CR 1473 Branch**
A City Council RESOLUTION congratulating Gwendolyn Diane Pinder on her retirement from the social Security Administration after 35 years of committed and dedicated service to the federal government.
- CR 1474 Holton, All Members**
A City Council RESOLUTION on the death of Deborah Bowers Luck, August 16, 1952 – October 15, 2005.
- CR 1475 President Dixon, All Members**
A City Council RESOLUTION congratulating the Palmer Family, the Fuller Family, and the Cooper Family on their first homes.
- CR 1476 Young**
A City Council RESOLUTION congratulating Aldena Gladden on the celebration of her 80th birthday.