

TWENTY-THIRD DAY

FIRST COUNCILMANIC YEAR - SESSION OF 2004 - 2007

JOURNAL
CITY COUNCIL OF BALTIMORE

December 5, 2005

Reverend Theresa Mercer, of the Institute for Faith-based Leadership and Philanthropy, 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: Stephanie Rawlings Blake, Vice President, and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Conaway, Holton, Welch, Reisinger, Mitchell, Young, Branch, Clarke

Absent - President Dixon

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

To the Creator, Giver and Sustainer of all life:
To Him who has the government on His shoulders.

-- FATHER GOD, thank you for a City Council
That recognizes Your importance
in the work
that they must do on
behalf of the citizens of Baltimore City.

-- We ask that you will continue
to help these selected servants
recognize the needs of the people,
and that they,
through your guidance will effectively develop
and accomplish goals
that will improve the quality of life for all of the citizens of
Baltimore City.

Journal of the City Council

Father God, we pray that everything
these servants do
reflect their respect and
their relationship with You
and Your direction for this City.

Amen.

SHOWCASE BALTIMORE

Reginald Scriber, of the Office of Home Energy Programs, delivered a presentation.

JOURNAL APPROVED

The Journal of November 21, 2005 was read and approved.

COMMUNICATIONS FROM THE MAYOR**APPROVED BY THE MAYOR****OFFICE OF THE MAYOR**

November 23, 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 05-0279 - A Resolution of the Mayor and City Council concerning - From Baltimore to Birmingham – Thank You - For the purpose of expressing deep appreciation to Mayor Kincaid and staff, and the gracious people of Birmingham, Alabama who opened their hands and their hearts to the volunteers from Baltimore who journeyed far to offer their aid to the victims of Katrina; and providing for a special effective date.

Sincerely,

Martin O'Malley
Mayor

INTRODUCTION AND READ FIRST TIME

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

Bill No. 05-0295 - By Councilmember Clarke:

An Ordinance authorizing the imposition of a police curfew on certain retail business establishments under certain circumstances; providing for notice and the opportunity for a hearing; authorizing aggrieved persons to seek judicial and appellate review; imposing certain penalties; and generally relating to the imposition of curfews on retail establishments that are a focal point for persons engaged in drug-related activities.

The bill was read the first time and referred to the City Solicitor, Police Department, Baltimore Development Corporation, Downtown Partnership, Department of Finance, Judiciary and Legislative Investigations Committee.

Bill No. 05-0296 - By Councilmembers Young, D'Adamo, Harris, Welch, Branch, Conaway, Rawlings Blake, Reisinger:

An Ordinance setting a limit on the penalty imposed for nonpayment of a citation issued for certain parking, stopping, standing, and related offenses; and generally relating to fines, penalties, and procedures for certain offenses.

The bill was read the first time and referred to the City Solicitor, Police Department, Department of Finance, Baltimore City Parking Authority, Department of Transportation, Judiciary and Legislative Investigations Committee.

Bill No. 05-0297 - By Councilmembers Clarke, D'Adamo:

An Ordinance allowing in the B-1 and B-2 Districts, to the extent authorized by an Urban Renewal Plan, the unenclosed display of certain merchandise; and generally relating to the use regulations applicable to business districts.

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, Baltimore Development Corporation, Urban Affairs Committee.

Bill No. 05-0298 - By Councilmember Clarke:

An Ordinance amending the Urban Renewal Plan for Hampden Business Area to allow the unenclosed display of certain merchandise in certain land use classifications in a certain portion

of the Hampden Business Area; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

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, Department of Transportation, Urban Affairs Committee.

Bill No. 05-0299 - By Councilmember Mitchell (by request):

An Ordinance enlarging the area designated as the Mount Vernon Historical and Architectural Preservation District to include 600-612½ and 700-730 North Howard Street, 303-321 West Madison Street, and 735 North Eutaw Street; and restating the boundaries of the District.

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, Commission for Historical and Architectural Preservation, Department of Transportation, Baltimore Development Corporation, Baltimore City Parking Authority, Urban Affairs Committee.

Bill No. 05-0300 - By Councilmembers Young, Holton, Kraft, Branch, Harris, Welch, Mitchell, Conaway:

A Resolution of the Mayor and City Council authorizing an annual appropriation to a special fund for the exclusive use of the City Council, for certain purposes and subject to certain conditions; and submitting this amendment to the qualified voters of the City for adoption or rejection.

The bill was read the first time and referred to the City Solicitor, Department of Finance, Board of Estimates, Judiciary and Legislative Investigations Committee.

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

Bill No. 05-0111R - By Councilmembers Young, D'Adamo, Harris, Kraft, Branch, Holton, Mitchell, Welch, Rawlings Blake, Conaway, Reisinger, Clarke:

A Resolution requesting the President of the Baltimore Homeless Services Inc., as well as representatives of the Associated Catholic Charities, the Maryland Center for Veterans, St. Vincent de Paul Society of Baltimore Inc., the Health Education Resource Organization, the Baltimore City Department of Social Services Homeless Environment Unit, and Health Care for the Homeless, to brief the Council on the current homelessness situation in Baltimore City, provide information explaining the results of the 2005 census report relating to homelessness,

and provide information about what is being done to achieve their goal of serving as a catalyst for the creation of affordable housing in Baltimore City.

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

Bill No. 05-0112R - By Councilmembers Mitchell, Harris:

A Resolution exploring the potential benefits of inviting the Maryland State Police to partner with the Baltimore City Police to quell the upward spiral of criminal activity in Baltimore City to immediately impact the quality of life of the residents of Baltimore, the hub of the State, and to positively affect the standard of living of the residents of the surrounding metropolitan area and, ultimately, the entire population of the State of Maryland.

The bill was read the first time and referred to the City Solicitor, Police Department, Judiciary and Legislative Investigations Committee.

Bill No. 05-0113R - By Councilmembers Harris, Mitchell, D'Adamo, Kraft, Young, Holton, Welch, President Dixon, Councilmembers Rawlings Blake, Conaway, Curran, Spector, Reisinger:

Introduced: December 5, 2005
(Read and adopted)

A COUNCIL RESOLUTION CONCERNING

2005/2006 Baltimore City Cooperative Law Enforcement Summit

FOR the purpose of convening the 2005/2006 Baltimore City Cooperative Law Enforcement Summit to unite law enforcement organizations in the City and State to identify mutually agreeable types of criminal behavior and geographical areas to target for comprehensive interagency action, to determine what strategies to employ to effect a decrease in criminal activity and related socio-economic ills, and to set measurable goals that will demonstrably calculate the efficacy of united efforts to eliminate targeted criminal activity.

Recitals

Last year data released by the FBI's Uniform Crime Report showed that Baltimore City continued to lead the nation's 25 largest cities in the reduction of violent crime, falling to its lowest level since 1970. In 1999, 18,630 violent crimes were reported, while in 2003, that number had decreased to 11,183 violent crimes, a decrease of 40%, and between 2002 and 2003 the number of violent crimes declined 19%, the 2nd largest decrease among the nation's largest cities.

Disappointedly, recently released FBI crime data for 2004 shows that Baltimore rose 5 positions from the ranking of 11th the previous year to become the 6th most dangerous city in the country and the 2nd most dangerous among the nation's largest cities based on the reporting of 6 basic crime categories: murder, rape, robbery, aggravated assault, burglary, and motor vehicle theft. At the same time the violent crime rate rose slightly by 4%, although the 11,667 violent incidents in 2004 were the 2nd lowest level in the City since the 1960s.

As part of the same report, there is a table of "Offenses Known to Law Enforcement by University and College" that tabulates the number of offenses reported in the same categories for institutions of post secondary education. By law, the Office of Postsecondary Education of the U.S. Department of Education includes this information, along with that reported by campus security and the local police agencies, in a web site that reports criminal offenses at 6000 colleges and universities for access by students, potential students, parents, and employees.

Included in the FBI reporting for universities and colleges in 2004 was data on Coppin State College, Morgan State University, the University of Baltimore, and the University of Maryland Baltimore City. The highest number of reports were of property crimes, the main offenses being larceny and theft, but alarmingly, the report showed a growing rate of report of incidents of violent crime, with the most reported offense being that of robbery, followed by incidents of aggravated assault.

These onerous statistics, quickly dispersed by media outlets, paint a negative, if factual, picture of the prevalence of criminal activity in Baltimore City. As stakeholders, we all must conspire to outwit the criminal element in our midst – the 2005/2006 Cooperative Law Enforcement Summit is convened to do just that. Those who are requested to actively participate in this law enforcement symposium include, but are not limited to, representatives from the:

- Mayor's Office;
- City Council, as designated by the President;
- Baltimore City State's Attorney;
- Office of the Comptroller;
- Superintendent of Maryland State Police;
- Baltimore Police Commissioner;
- Baltimore City Sheriff; and
- Campus Security of Universities and Colleges in Baltimore City

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That this Body will convene the 2005/2006 Baltimore City Cooperative Law Enforcement Summit to unite law enforcement organizations in the City and State to identify mutually agreeable types of criminal behavior and geographical areas to target for comprehensive interagency action, to determine what strategies to employ to effect a decrease in criminal activity and related socio-economic ills, and to set measurable goals that will demonstrably calculate the efficacy of united efforts to eliminate targeted criminal activity.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the proposed Membership of the 2005/2006 Baltimore City Cooperative Law Enforcement Summit, and the Mayor's Legislative Liaison to the City Council.

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

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

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

Nays - 0.

Absent - President Dixon - Total 1.

The Vice President declared the Rules "Suspended".

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

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

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

Nays - 0.

Absent - President Dixon - Total 1.

The Vice President declared the Resolution "Adopted".

CONSENT CALENDAR

CEREMONIAL RESOLUTIONS NO. 1620, 1621, 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1629, 1630, 1631, 1632, 1633, 1634, 1635, 1636, 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1651, 1652, 1653, 1654, 1655, 1656, 1657, 1658, 1659, 1660, AND 1661 ADOPTED UNDER RULE 3-9.

The resolutions were read.

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

Journal of the City Council

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

Nays - 0.

Absent - President Dixon - Total 1.

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

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

ACTION ON EXECUTIVE APPOINTMENTS

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

The Appointment of

JOAN N. DAVIDSON

Member

BOARD:

Board of Directors of the Hotel Corporation

EXPIRATION OF TERM:

December 7, 2007

The motion prevailed.

The Vice President declared the favorable report adopted.

Councilmember Young made a motion, which was duly seconded, that the appointment of Joan N. Davidson be confirmed.

The roll was called, resulting as follows:

Yeas - Vice President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Conaway, Holton, Welch, Reisinger, Young, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Mitchell - Total 1.

Absent - President Dixon - Total 1.

The Vice President declared the appointment of Joan N. Davidson confirmed.

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

The Appointment of

J. KIRBY FOWLER

Member

BOARD:

Board of Directors of the Hotel Corporation

EXPIRATION OF TERM:

December 7, 2008

The motion prevailed.

The Vice President declared the favorable report adopted.

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

The roll was called, resulting as follows:

Yeas - Vice President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Conaway, Holton, Welch, Reisinger, Young, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Mitchell - Total 1.

Absent - President Dixon - Total 1.

The Vice President declared the appointment of J. Kirby Fowler confirmed.

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

The Appointment of

DR. EARL S. RICHARDSON

Member

BOARD:

Board of Directors of the Hotel Corporation

EXPIRATION OF TERM:

December 7, 2008

The motion prevailed.

The Vice President declared the favorable report adopted.

Councilmember Young made a motion, which was duly seconded, that the appointment of Dr. Earl S. Richardson be confirmed.

The roll was called, resulting as follows:

Yeas - Vice President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Conaway, Holton, Welch, Reisinger, Young, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Mitchell - Total 1.

Absent - President Dixon - Total 1.

The Vice President declared the appointment of Dr. Earl S. Richardson confirmed.

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

The Appointment of

HERMAN WILLIAMS, JR.

Member

BOARD:

Board of Directors of the Hotel Corporation

EXPIRATION OF TERM:

December 7, 2006

The motion prevailed.

The Vice President declared the favorable report adopted.

Councilmember Young made a motion, which was duly seconded, that the appointment of Herman Williams, Jr., be confirmed.

The roll was called, resulting as follows:

Yeas - Vice President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Conaway, Holton, Welch, Reisinger, Young, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Mitchell - Total 1.

Absent - President Dixon - Total 1.

The Vice President declared the appointment of Herman Williams, Jr., confirmed.

COMMITTEE REPORTS

**BILL NO. 05-0247 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Curran, for the Budget and Appropriations Committee, reported Bill No. 05-0247 favorably.

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$300,000 to the Health Department – Program 308 (Maternal and Child Health), to provide funding for a grant to the Baltimore City Healthy Start Program; 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. 05-0266 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Curran, for the Budget and Appropriations Committee, reported Bill No. 05-0266 favorably.

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.

Favorable report adopted, with Councilmember Conaway Passing.

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

**BILL NO. 05-0267 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Curran, for the Budget and Appropriations Committee, reported Bill No. 05-0267 favorably.

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.

Favorable report adopted.

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

**BILL NO. 05-0227 REPORTED FAVORABLY, WITH AMENDMENT,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Curran, for the Judiciary and Legislative Investigations Committee, reported Bill No. 05-0227 favorably, with amendment.

An Ordinance naming the Engine Company 29 fire house, located at 4312 Park Heights Avenue, to be the Littleton Boyer Wyatt Fire House.

Amendment to City Council Bill No. 05-0227

Amendment No. 1

On page 1, in line 11, strike “to be” and substitute “is named”.

The amendment was read and adopted.

Favorable report, as amended, adopted.

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

**BILL NO. 05-0244 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Curran, for the Judiciary and Legislative Investigations Committee, reported Bill No. 05-0244 favorably.

An Ordinance placing the Baltimore Development Corporation, its directors, officers, and employees within the purview of the Baltimore City Public Ethics Law; providing for the application of the Ethics Law, including its provisions on conflicts of interest, financial disclosure, and lobbying, to those directors, officers, and employees; establishing certain transitional rules and requirements; and generally relating to ethics in the public sector.

Favorable report adopted.

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

**BILL NO. 05-0093R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Reisinger, for the Land Use and Transportation Committee, reported Bill No. 05-0093R favorably.

A COUNCIL RESOLUTION CONCERNING

Informational Hearing – Comprehensive Master Plans

FOR the purpose of requesting the Director of the Department of Planning of Baltimore City to brief the Council on the nature, process, effect, use, and legal effect of comprehensive master plans, and how they are being developed under the auspices of the Department of Planning as required under State Law Article 66B and the Baltimore City Charter.

Recitals

Master plans are created for the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of Baltimore City to promote the health, safety, and morals of its inhabitants and to preserve the aesthetic and natural environment of the City.

Master plans show, among other things, the future general location and extent of all public improvements and enterprises, including the general location and extent of all land uses for purposes of transportation, recreation, and all public utilities.

The Department of Planning is developing a new Comprehensive Master Plan intent on maximizing economic opportunity and the quality of life for all Baltimore City citizens over the next 6 years. The Department is approaching this new Plan as Baltimore City's business plan for coordinating and leveraging City investment, policy, and programming.

Are these comprehensive master plans achieving what they were created to accomplish? Is the comprehensive master plan system helping to preserve the aesthetic and natural environment of the City, or should we be devising a new system of planning in Baltimore City?

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That this Body hereby requests that the Director of the Department of Planning of Baltimore City brief the Council on the nature, process, effect, use, and legal effect of comprehensive master plans, and how they are being developed under the auspices of the Department of Planning as required under State Law Article 66B and the Baltimore City Charter.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Director of the Department of Planning of Baltimore City, and the Mayor's Legislative Liaison to the Council.

Favorable report adopted.

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

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

Nays - 0.

Absent - President Dixon - Total 1.

The Vice President declared the Resolution adopted.

**BILL NO. 05-0219 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Reisinger, for the Land Use and Transportation 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. 05-0219 favorably.

An Ordinance changing the zoning for the property known as 1107 East Fayette Street (Ward 5, Section 7, Block 1338, Lots 5/18), as outlined in red on the accompanying plat, from the M-1-3 Zoning District to the B-3-3 Zoning District.

Findings of Fact

**City Council Bill No. 05-0219
Rezoning - 1107 East Fayette Street**

1. Boundaries of the Neighborhood:

The boundaries of the neighborhood are approximately Monument Street on the north; Fayette Street on the south; Aisquith Street on the east; and Fallsway on the west.

2. Population Change:

Since 1990, the number of residents in the geographic area of Ward 5, Precinct 1, has decreased by 11 percent.

3. Availability of public facilities:

Adequate public facilities are available for business, 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 business, office and residential activities.

5. Compatibility with existing and proposed development:

The rezoning is consistent with the requirements of the Jonestown Urban Renewal Plan.

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 since the last comprehensive rezoning in 1971. At that time, the property was zoned to accommodate industrial use. However, a mixture of uses currently characterizes the area such as commercial, industrial and residential. The request for rezoning this particular site will allow for office users and a technology company.

10. A mistake in the existing zoning classification:

The 1971 Zoning Code was correct.

Land Use Committee

Edward L. Reisinger
Chair

Mary Pat Clarke
Member

Rochelle Rikki Spector
Member

Bernard Jack Young
Member

James B. Kraft
Member

Findings of Fact and favorable report adopted.

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

**BILL NO. 05-0228 REPORTED FAVORABLY, WITH AMENDMENTS,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Reisinger, for the Land Use and Transportation Committee, reported Bill No. 05-0228 favorably, with amendments.

An Ordinance approving the application of Harbor East Parcel D-Hotel, LLC, and Harbor East Parcel D-Residential, LLC, collectively the developer of certain property in the Inner Harbor East Urban Renewal Area identified as Parcel D and consisting of approximately 2.31 acres, more or less, to have that property designated a Business Planned Unit Development; approving the Development Plan submitted by the applicant.

Amendments to City Council Bill No. 05-0228

Amendment No. 1

On page 1, in line 5, after “Parcel D”, insert “and certain contiguous City-owned properties”.

Amendment No. 2

On page 1, strike lines 14 through 18 in their entirety and substitute

“The developer owns Parcel D, and the City of Baltimore is the fee simple owner of the street bed contiguous thereto, consisting together of 2.31 acres, more or less, in the Inner Harbor East Urban Renewal Area identified on the attached Development Plan. The City will convey the street bed area to Inner Harbor East, Parcel D - Acquisition, LLC.”.

Amendment No. 3

On page 2, strike beginning with the first “June”, in line 14, down through and including “2005”, in line 17 and substitute

“October 13, 2005; PUD 2, “Existing Conditions”, dated October 13, 2005; PUD 3, “Proposed Conditions”, dated October 13, 2005; PUD 4, 5, 6, and 7, “Height Diagrams”, dated October 13, 2005; PUD 8, “Concept Site Plan”, dated October 13, 2005; and PUD 9, “Concept Landscape Plan”, dated October 13, 2005”.

The amendments were read and adopted, with Councilmember Mitchell Passing.

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

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

**BILL NO. 05-0231 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Reisinger, for the Land Use and Transportation Committee, reported Bill No. 05-0231 favorably.

An Ordinance permitting, subject to certain conditions, the establishment, maintenance, and operation of a home for homeless persons on the property known as 1023 East Baltimore Street, as outlined in red on the accompanying plat.

Favorable report adopted.

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

THIRD READING

The Vice President laid before the City Council:

BILL NO. 04-0007 - A Resolution of the Mayor and City Council establishing a Compensation Commission for Elected Officials; providing for the composition, procedures, powers, and duties of the Compensation Commission; requiring certain procedures for setting the salaries or other compensation paid to elected official; correcting, clarifying, and conforming certain language; and generally relating to the establishment and modification of the salaries or other compensation paid to elected official; and submitting this amendment to the qualified voters of the City for adoption or rejection.

It was read the third time.

Journal of the City Council

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

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

Nays - Councilmember Clarke - Total 1.

Absent - President Dixon - Total 1.

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. 05-0288**

Councilmember Mitchell made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 05-0288.

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

ADJOURNMENT

On motion of Councilmember, duly seconded, the City Council adjourned to meet on Thursday, December 8, 2005, at 5:00 p.m.

Consent Calendar

- CR 1619** President Dixon, All Members
A City Council RESOLUTION congratulating the Institute of Human Virology (IHV) on the 18th Annual world AIDS Day.
- CR 1620** President Dixon, All Members
A City Council RESOLUTION congratulating Pastor Gloria Holt and Crusade for Christ Ministries, Inc. on the celebration of their new building, Church Anniversary, and mortgage burning.
- CR 1621** President Dixon, All Members
A City Council RESOLUTION congratulating 100 Black Men of Maryland, Inc. on the celebration of the 10th Anniversary of its Basketball Academy.
- CR 1622** President Dixon, All Members
A City Council RESOLUTION congratulating 100 Black Men of Maryland, Inc. on the celebration of its Annual Christmas Scholarship Brunch.
- CR 1623** President Dixon, All Members
A City Council RESOLUTION congratulating Barbara T. Jackson on the celebration of her retirement after 31 years of dedicated service with the Social Security Administration.
- CR 1624** President Dixon, All Members
A City Council RESOLUTION congratulating Police Officer William B. McKitrick on the celebration of his retirement after 12½ years of dedicated service.
- CR 1625** President Dixon, Reisinger, All Members
A City Council RESOLUTION on the death of Michael M. Hart.
- CR 1626** President Dixon, All Members
A City Council RESOLUTION on the death of Ricardo “Rocky” Britton, August 11, 1961 – November 21, 2005.
- CR 1627** Kraft
A City Council RESOLUTION congratulating Mike Ferreira, Heidi Smith, Steve Donaldson, Jamaare Williams, Rodney Jackson, Travis Green, Keith Green, Devin Green, Marc Simms, Corey Clayborne, Marvin Riddick, Byron Lunn, Bucky Reynolds, Stephen Cory Brozina, Sameer Kaiser, Reginald Byrd, Sr., and Bonnie Edwards on being volunteer Coaches of the Patterson Parks Community Football League.
- CR 1628** Spector
A City Council RESOLUTION congratulating Maimonides Academy/Yeshivat Rambam on being selected as a 2005 Blue Ribbon School and receiving the 2005 United States Department of Education NCLB Blue Ribbon Award.

- CR 1629 Rawlings Blake**
A City Council RESOLUTION congratulating Muriel Rowlette West on the celebration of her 80th birthday.
- CR 1630 President Dixon, All Members**
A City Council RESOLUTION congratulating Senator Verna L. Jones on the celebration of her 50th birthday.
- CR 1631 President Dixon, All Members**
A City Council RESOLUTION congratulating the Emerson Julian family on the dedication of the Dr. Emerson Julian Community Center.
- CR 1632 Welch**
A City Council RESOLUTION on the death of Reverend Dr. Cynthia Bernadette Jones.
- CR 1633 President Dixon, All Members**
A City Council RESOLUTION on the death of Barbara Colbert Wilkes, November 23, 1928 – November 21, 2005.
- CR 1634 President Dixon, All Members**
A City Council RESOLUTION congratulating Dr. Tyrone D. Taborn on being named the Baltimore Marketing Association 2005 Henry G. Parks, Jr., Business Person of the Year.
- CR 1635 Curran**
A City Council RESOLUTION on the death of Donald William Osler Hughes, M.D.
- CR 1636 Curran**
A City Council RESOLUTION on the death of Jean Steirn.
- CR 1637 Holton, All Members**
A City Council RESOLUTION on the death of Rivanna Marie Foster, August 12, 1913 – November 22, 2005.
- CR 1638 President Dixon, All Members**
A City Council RESOLUTION congratulating E. Lavonne Dickerson on the celebration of her retirement after 39 years of service with the U. S. Defense Security Service.
- CR 1639 Harris, All Members**
A City Council RESOLUTION congratulating Ricky D. Smith, Sr. – Chairman, Kenneth Duvall Chapman – President, J. Keith Scroggins – Immediate Past President, Gregory Brown – First Vice President, Michael Rice – Second Vice President, Tershia Moulden – Secretary, Jacqueline V. Coates – Treasurer, Cynthia M. Burman – Board Member, Charles H. Brown – Board Member, Minnie I. Carter – Board Member, Jacqueline Jones – Board Member, and Gregory Spence – Board Member on the COMTO (Conference of Minorities Transportation Officials) Maryland Chapter Officers and Board of Directors Installation Program for 2006-2008.

- CR 1640 Clarke**
A City Council RESOLUTION congratulating Maria Gilma Rosales de Vindell, Blas Leonidas silva Meneses, Casta Alicia Maldonado Vindell, Alba Mara Maldonado Gonzalez, Alba Xiomara Morazan de Rodas, and Berta de los Angelos Silva Pino on their welcome to Sister City Baltimore.
- CR 1641 Welch**
A City Council RESOLUTION on the death of Mirian Millard Dixon.
- CR 1642 Kraft**
A City Council RESOLUTION on the death of Richard T. Moxley, Sr.
- CR 1643 D'Adamo**
A City Council RESOLUTION congratulating Mr. and Mrs. Lamb on the joyous occasion of the birth of their son, Anthony Jacob Lamb, 6 lbs. 19 3/4 " long.
- CR 1644 President Dixon, Welch, All Members**
A City Council RESOLUTION on the death of Alisha Sequoia Coleman, March 11, 1983 – November 22, 2005.
- CR 1645 President Dixon, All Members**
A City Council RESOLUTION on the death of Alberta Gray.
- CR 1646 Young, All Members**
A City Council RESOLUTION on the death of Jeryl Anthony Singletary.
- CR 1647 Young**
A City Council RESOLUTION on the death of Antwon Maurice Torain.
- CR 1638 Spector**
A City Council RESOLUTION congratulating Jason Gershowitz on his wonderful achievement in attaining the rank of Eagle Scout.
- CR 1649 Kraft**
A City Council RESOLUTION congratulating Dorothy and Bill Mooney on the celebration of their 60th Wedding Anniversary.
- CR 1650 President Dixon, All Members**
A City Council RESOLUTION congratulating Matthew Gallagher on the work CitiStat has done to improve the efficiency of Baltimore City Government.
- CR 1651 President Dixon, All Members**
A City Council RESOLUTION congratulating Elders Frederick and Elaine Penderwhite on over 20 years of dedicated service and commitment to the Agape Christian Center.

- CR 1652** President Dixon, All Members
A City Council RESOLUTION congratulating Agape Christian Center on its Church Dedication.
- CR 1653** Kraft
A City Council RESOLUTION on the death of John J. Pawlak, Sr.
- CR 1654** Reisinger, All Members
A City Council RESOLUTION congratulating South Baltimore Learning Center on the celebration of its 15th Anniversary and changing the lives of thousands through literacy and life skills.
- CR 1655** President Dixon, All Members
A City Council RESOLUTION congratulating Doris L. Sanders on the celebration of her 80th birthday, December 5th, 2005.
- CR 1656** Young, All Members
A City Council RESOLUTION congratulating Julia Matthews on the celebration of her 80th birthday on Saturday, December 10th, 2005.
- CR 1657** Welch
A City Council RESOLUTION congratulating Eddie H. Withers, M.C., J.C. Productions, James Chambers, President, J.C. Productions, and Samuel Brice, J.C. Productions, on hosting the 2nd Annual Bar Maids Ball.
- CR 1658** President Dixon, All Members
A City Council RESOLUTION on the death of Francis Gardner.
- CR 1659** D'Adamo
A City Council RESOLUTION congratulating Andy Barth on his retirement from WMAR-TV after 35 years of reporting the news to the citizens of Maryland.
- CR 1660** President Dixon, All Members
A City Council RESOLUTION congratulating Roland S. Carroll on the celebration of his 40th birthday.
- CR 1661** President Dixon, All Members
A City Council RESOLUTION congratulating Roland S. Carroll on the celebration of his 40th birthday.