

SEVENTEENTH DAY

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T H I R D C O U N C I L M A N I C Y E A R - S E S S I O N O F 2 0 0 4 - 2 0 0 7

**JOURNAL  
CITY COUNCIL OF BALTIMORE**

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June 11, 2007 - 5 p.m. Meeting

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Reverend Beverley Simpson, of Mt. Tabor Baptist Church, led the Council in Prayer.

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

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

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**SHOWCASE BALTIMORE**

Kevin Robinson, of the Baltimore City Police Department, delivered a presentation on the Explorers Project, and there was recognition of the City Council Pages, who were presented a certificate for their service.

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**MOTION TO CHANGE THE ORDER OF BUSINESS**

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

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**THIRD READING**

The President laid before the City Council:

**BILL NO. 07-0657** - An Ordinance providing the appropriations estimated to be needed by each agency of the City of Baltimore for operating programs and capital projects during the fiscal 2008 year - Ordinance of Estimates.

It was read the third time.

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

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

Nays - Councilmember Mitchell - Total 1.

Pass - Councilmember Clarke - Total 1.

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

**Vice President Curran made a motion, which was seconded, that the Council recess in order to go before the Board of Estimates for the setting of the property tax rate for Fiscal Year 2008. The motion was approved. After the Board of Estimates Meeting, President Rawlings-Blake reconvened the City Council Meeting.**

#### THIRD READING - TO BE HELD ONE MEETING

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

**C.C. 06-0540** - An Ordinance changing the zoning for the properties known as 242 West 29<sup>th</sup> Street and Block 3658, Lot 134, as outlined in red on the accompanying plat, from the B-3-2 Zoning District to the ~~B-3-2P~~ R-6P Zoning District.

#### THIRD READING

The President laid before the City Council:

**BILL NO. 06-0558** - An Ordinance requiring certain residential projects to provide units at affordable ownership costs or affordable rents; defining certain terms; authorizing certain modifications, waivers, or substitutions under certain circumstances; providing for certain cost-offsets for certain purposes; setting certain standards for affordable units; granting the ~~Housing Commissioner~~ City and certain designated housing providers right of first refusal to purchase or rent certain units; requiring the continued affordability of units for a certain period; establishing an Inclusionary Housing Board and providing for its powers and duties; authorizing ~~the Board,~~ the Housing Commissioner, ~~and the Planning Commission~~ to adopt certain rules and regulations; establishing an Inclusionary Housing ~~Trust~~ Offset Fund for certain purposes and providing for its governance; establishing an inclusionary-housing ~~property-tax credit~~ tax exemption, contingent on ~~enactment of~~ State enabling legislation; authorizing certain adjustments to lot area per dwelling requirements; establishing an Inclusionary Housing Overlay Zoning District for certain rezoned properties; providing for certain special effective dates; requiring reauthorization of this Ordinance; and generally relating to the promotion of affordable residential units.

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Middleton, Conaway, Holton, Welch, Young, Crider, Clarke - Total 12.

Nays - Councilmember Spector - Total 1.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0566** - An Ordinance 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 a 6-foot wide portion of the former bed of Maryland Avenue, contiguous to the west side thereof, extending from West Mt. Royal Avenue, Northerly 200.8 feet, more or less, and no longer needed for public use; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0600** - An Ordinance 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 beds of Freedomway North and Freedomway West and no longer needed for public use; and providing for a special effective date.

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Spector, Middleton, Conaway, Holton, Young, Crider, Clarke - Total 12.

Nays - 0.

Out of Chambers - Councilmembers Welch, Reisinger, Mitchell - Total 3.

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

The President laid before the City Council:

**BILL NO. 07-0616** - An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$2,000,000 to the Department of Public Works (Account #9916-194-134), to provide capital appropriations for the removal of asbestos from City-owned buildings; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0655** - An Ordinance altering the termination date applicable to the property tax credit granted against the local property tax imposed on certain newly constructed dwellings; providing for a special effective date; and generally relating to property tax credits for newly constructed dwellings.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0658** - An Ordinance providing a tax for the use of the Mayor and City Council of Baltimore for the period July 1, 2007, through June 30, 2008; providing for estimated billings pursuant to State law; and setting the semiannual payment service charge for that period.

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 D'Adamo, Curran, Harris, Spector, Middleton, Conaway, Holton, Welch, Young, Crider, Clarke - Total 12.

Nays - Councilmember Kraft - Total 1.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0662**- A Resolution of the Mayor and City Council approving the budget estimated to be needed for the Baltimore City Board of School Commissioners for operating programs during Fiscal 2008: providing for certification of the approved budget to the State Superintendent of Schools; 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 D'Adamo, Curran, Spector, Middleton, Holton, Welch, Young, Crider, Clarke - Total 10.

Nays - Councilmembers Kraft, Harris - Total 2.

Pass - Councilmember Conaway - Total 1.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0667** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$1,000,000 to the MR-Art and Culture Grants – Program 493 (Art and Culture Grants), to provide funding to support the Creative Baltimore program; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0668** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$250,000 to the MR-Commission on Aging and Retirement Education – Program 325 (Senior Services), to provide funding for the Urban Institute on Aging; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0670** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$5,000,000 to the MR-Employees' Retirement Contribution – Program 355 (Employees' Retirement Contribution), to provide funding to pay for Other Post Employment Benefit costs; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0671** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$4,800,000 to the Fire Department – Program 212 (Fire Suppression), to provide funding to pay for additional operating expenses; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0672** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$971,000 to the MR-General Debt Service – Program 123 (General Debt Service), to provide funding to pay for additional debt service costs ; and providing for a special effective date.

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Harris, Middleton, Conaway, Holton, Welch, Crider, Clarke - Total 11.

Nays - 0.

Pass - Councilmember Young - Total 1.

Out of Chambers - Councilmembers Spector, Reisinger, Mitchell - Total 3.

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

The President laid before the City Council:

**BILL NO. 07-0674** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$600,000 to the Department of Health – Program 301 (Baltimore Homeless Services), to provide funding to support the implementation of a plan to end homelessness in the City; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0675** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$200,000 to the Department of Housing and Community Development – Program 585 (Baltimore Development Corporation), to provide funding for a Clean and Green initiative; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0676** - An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$200,000 to the Department of Housing and Community Development (Account #9910-588-074), to provide funding for a Land Bank; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0677** - An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$1,000,000 to the Department of Housing and Community Development – (Account #9910-587-907), to provide funding for the Healthy Neighborhoods program; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0680** - An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$50,000 to the Mayoralty-Related (Account #9904-127-152), to provide funding for Baltimore Heritage Area projects; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0683** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$300,000 to the Department of Planning – Program 187 (City

Planning), to provide funding to support the implementation of a Citywide comprehensive rezoning initiative; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0684** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$2,900,000 to the Police Department – Program 200 (Administrative Direction and Control), to provide funding to pay for additional operating expenses; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0685** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$5,400,000 to the Police Department – Program 202 (Investigations), to provide funding to pay for additional operating expenses; and providing for a special effective date.

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Spector, Middleton, Conaway, Holton, Welch, Young, Crider, Clarke - Total 12.

Nays - Councilmember Harris - Total 1.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0686** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$11,500,000 to the Police Department – Program 201 (Field Operations Bureau), to provide funding to pay for additional operating expenses; and providing for a special effective date.

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Spector, Middleton, Conaway, Holton, Welch, Young, Crider, Clarke - Total 12.

Nays - Councilmember Harris - Total 1.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0687** - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$300,000 to the Department of Public Works – Program 515 (Solid Waste Collection), to provide funding for a Clean and Green initiative; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0688** - An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$500,000 and an Other Fund Capital Appropriation in the amount of \$500,000 to the Department of Recreation and Parks (Account #9938-475-600), to provide funding to erect a fountain in the Inner Harbor's West Shore Park; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

The President laid before the City Council:

**BILL NO. 07-0689** - An Ordinance providing a Supplementary Motor Vehicle Fund Operating Appropriation in the amount of \$3,150,000 to the Department of Transportation – Program 501 (Highway Maintenance), to provide funding to pay for additional operating expenses; and providing for a special effective date.

It was read the third time.

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

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

Nays - 0.

Out of Chambers - Councilmembers Reisinger, Mitchell - Total 2.

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

**BILL 07-0697 IS REASSIGNED FROM THE HOUSING, HEALTH, AND HUMAN SERVICES SUBCOMMITTEE TO THE JUDICIARY AND LEGISLATIVE INVESTIGATIONS COMMITTEE**

President Rawlings-Blake announced that Bill 07-0697 was being reassigned from the Housing, Health, and Human Services Subcommittee to the Judiciary and Legislative Investigations Committee.

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3  
WITH REGARD TO BILLS NO. 07-0298R, 07-0299R, 07-0300R, 07-0307R,  
07-0308R, 07-0711, 07-0712, and 07-0718**

Councilmember Kraft made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bills No. 07-0298R, 07-0299R, 07-0300R, 07-0307R, 07-0308R, 07-0711, 07-0712, and 07-0718.

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

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3  
WITH REGARD TO BILL NO. 07-0302R**

Councilmember Holton made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 07-0302R.

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

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3  
WITH REGARD TO BILL NO. 07-0700**

Councilmember Holton made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 07-0700.

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

**ADJOURNMENT**

On motion of Councilmember Curran, duly seconded, the City Council adjourned to meet on Monday, July 16, 2007, at 5:00 p.m.