

SEVENTEENTH DAY

S E C O N 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 7 - 2 0 1 1

JOURNAL
CITY COUNCIL OF BALTIMORE

June 15, 2009 - 5:00 p.m. Meeting

Reverend Rodney Hudson, of Ames Memorial United Methodist Church, 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, President, and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke

MOTION TO CHANGE THE ORDER OF BUSINESS

Vice-President Reisinger 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.

THIRD READING

The President laid before the City Council:

BILL NO. 09-0325 - 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 2010 year.

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, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Branch, Clarke - Total 13.

Nays - Councilmembers Cole, Young - Total 2.

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

Vice-President Reisinger 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 2010. The motion was approved. After the Board of Estimates Meeting, President Rawlings-Blake reconvened the City Council Meeting.

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

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. 09-0356 - By the Council President (The Administration):

An Ordinance providing a Supplementary State Fund Operating Appropriation in the amount of \$145,672 to the Department of Housing and Community Development – Program 119 (Neighborhood Service Centers), to provide funding to pay for additional operating expenses; and providing for a special effective date.

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

MOTION TO SUSPEND CITY COUNCIL RULE 10-2 WITH REGARD TO BILLS NO. 09-0339, 09-0340, AND 09-0341

Councilmember Young made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bills No. 09-0339, 09-0340, and 09-0341.

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

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3
WITH REGARD TO BILL NO. 09-0356**

Councilmember Young made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 09-0356.

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

Councilmember Young made a motion, which was seconded, to recess while the Budget and Appropriations Committee held hearings on Bills 09-0339, 09-0340, 09-0341, and 09-0356. After the hearings, the Council reconvened.

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

**PURSUANT TO CITY COUNCIL RULE 10-13,
CITY COUNCIL BILL NO. 09-0339 WAS BROUGHT BEFORE THE
CITY COUNCIL FOR CONSIDERATION OF THE COMMITTEE REPORT**

Councilmember Young, for the Budget and Appropriations Committee, made a motion, which was seconded, to bring Bill No. 09-0339 before the Council today, pursuant to City Council Rule 10-13. The motion was approved.

**BILL NO. 09-0339 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Young, for the Budget and Appropriations Committee, reported Bill No. 09-0339 favorably.

An Ordinance transferring a General Fund Operating Appropriation in the amount of \$3,546,000 from the Department of Public Works - Program 515 (Solid Waste Collection) to the Baltimore City Police Department - Program 201 (Field Operations Bureau) to provide funding to pay for additional operating expenses in Fiscal 2009; and providing for a special effective date.

Favorable report adopted, with Councilmember Young Passing and with Councilmember Welch out of Chambers.

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

**PURSUANT TO CITY COUNCIL RULE 10-13,
CITY COUNCIL BILL NO. 09-0340 WAS BROUGHT BEFORE THE
CITY COUNCIL FOR CONSIDERATION OF THE COMMITTEE REPORT**

Councilmember Young, for the Budget and Appropriations Committee, made a motion, which was seconded, to bring Bill No. 09-0340 before the Council today, pursuant to City Council Rule 10-13. The motion was approved.

**BILL NO. 09-0340 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Young, for the Budget and Appropriations Committee, reported Bill No. 09-0340 favorably.

An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$2,964,000 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.

Favorable report adopted, with Councilmember Young Passing and with Councilmember Welch out of Chambers.

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

**PURSUANT TO CITY COUNCIL RULE 10-13,
CITY COUNCIL BILL NO. 09-0341 WAS BROUGHT BEFORE THE
CITY COUNCIL FOR CONSIDERATION OF THE COMMITTEE REPORT**

Councilmember Young, for the Budget and Appropriations Committee, made a motion, which was seconded, to bring Bill No. 09-0341 before the Council today, pursuant to City Council Rule 10-13. The motion was approved.

**BILL NO. 09-0341 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Young, for the Budget and Appropriations Committee, reported Bill No. 09-0341 favorably.

An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$550,000 to the Department of Public Works (Account #9916-194-134), to provide funding for the removal of asbestos from City-owned buildings; and providing for a special effective date.

Favorable report adopted, with Councilmember Young Passing and with Councilmember Welch out of Chambers.

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

**PURSUANT TO CITY COUNCIL RULE 10-13,
CITY COUNCIL BILL NO. 09-0356 WAS BROUGHT BEFORE THE
CITY COUNCIL FOR CONSIDERATION OF THE COMMITTEE REPORT**

Councilmember Young, for the Budget and Appropriations Committee, made a motion, which was seconded, to bring Bill No. 09-0356 before the Council today, pursuant to City Council Rule 10-13. The motion was approved.

**BILL NO. 09-0356 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Young, for the Budget and Appropriations Committee, reported Bill No. 09-0356 favorably.

An Ordinance providing a Supplementary State Fund Operating Appropriation in the amount of \$145,672 to the Department of Housing and Community Development – Program 119 (Neighborhood Service Centers), to provide funding to pay for additional operating expenses; and providing for a special effective date.

Favorable report adopted, with Councilmember Welch out of Chambers.

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

THIRD READING TODAY

Councilmember Young made a motion, which was duly seconded, to place Bill No. 09-0339 on third reading today.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0339 - An Ordinance transferring a General Fund Operating Appropriation in the amount of \$3,546,000 from the Department of Public Works - Program 515 (Solid Waste Collection) to the Baltimore City Police Department - Program 201 (Field Operations Bureau) to provide funding to pay for additional operating expenses in Fiscal 2009; 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, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Young - Total 1.

Out of Chambers - Councilmember Welch - Total 1.

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

THIRD READING TODAY

Councilmember Young made a motion, which was duly seconded, to place Bill No. 09-0340 on third reading today.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0340 - An Ordinance providing a Supplementary General Fund Operating Appropriation in the amount of \$2,964,000 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, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Young - Total 1.

Out of Chambers - Councilmember Welch - Total 1.

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

THIRD READING TODAY

Councilmember Young made a motion, which was duly seconded, to place Bill No. 09-0341 on third reading today.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0341 - An Ordinance providing a Supplementary General Fund Capital Appropriation in the amount of \$550,000 to the Department of Public Works (Account #9916-194-134), to provide funding 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, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

THIRD READING TODAY

Councilmember Young made a motion, which was duly seconded, to place Bill No. 09-0356 on third reading today.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0356 - An Ordinance providing a Supplementary State Fund Operating Appropriation in the amount of \$145,672 to the Department of Housing and Community

Development – Program 119 (Neighborhood Service Centers), 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, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

THIRD READING

The President laid before the City Council:

BILL NO. 08-0214 - An Ordinance adding to the penalties for and otherwise enhancing the enforcement of the provisions governing waste disposal; ~~authorizing the Health Commissioner to abate violations and collect costs, expenses, and penalties from the persons responsible; establishing a reward program for persons who provide information that leads to a finding of illegal dumping;~~ requiring the establishment of a grants program for certain associations designated by citizens reporting certain violations; requiring contracts awarded by the City to specify illegal dumping as constituting a breach of contract; conforming related provisions; and generally relating to the disposal of waste and other material.

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, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0277 - An Ordinance providing a Supplementary Special Fund Operating Appropriation in the amount of \$3,021,730 to the Department of Transportation – Program 234 (Transit and Marine Services), to provide funding for the operation of a Downtown Circulator system; 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, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0326 - An Ordinance providing a tax for the use of the Mayor and City Council of Baltimore for the period July 1, 2009, through June 30, 2010; 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 Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Out of Chambers - Councilmember Welch - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0328 - 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 2010: 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, Henry, Spector, Middleton, Holton, Reisinger, Branch, Clarke - Total 10.

Nays - Councilmembers Kraft, Cole, Young - Total 3.

Pass - Councilmember Conaway - Total 1.

Out of Chambers - Councilmember Welch - Total 1.

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

ADJOURNMENT

On motion of Councilmember Reisinger, duly seconded, the City Council adjourned to meet on Monday, July 13, 2009, at 5:00 p.m.