

NINETEENTH DAY

SECOND COUNCILMANIC YEAR - SESSION OF 2007-2011

JOURNAL
CITY COUNCIL OF BALTIMORE

August 10, 2009

Reverend Robert Wojtek, of the Catholic community of St. Michael and St. Patrick, 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, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke

Absent - Councilmember D'Adamo

SHOWCASE BALTIMORE

Felix Torres Colon, Executive Director of Neighborhood Housing Services of Baltimore, Inc., delivered a presentation.

JOURNAL APPROVED

The Journal of July 13, 2009 was read and approved.

COMMUNICATIONS FROM THE MAYOR

APPROVED BY THE MAYOR

OFFICE OF THE MAYOR

July 16, 2009

Honorable Stephanie Rawlings-Blake, 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 this bill which is routine and requires no special treatment:

C.C. Bill 09-0367 - A Resolution of the Mayor and City Council concerning - American Recovery and Reinvestment Act of 2009 – Designation of Baltimore City Recovery Zone - For the purpose of designating a “recovery zone” in which the proceeds of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds may be invested; making certain findings; and providing for a special effective date.

Sincerely,

Sheila Dixon
Mayor

COMMUNICATIONS FROM MUNICIPAL AGENCIES

July 28, 2009

Honorable Stephanie Rawlings-Blake, President
Baltimore City Council
Room 400 City Hall

Dear Madam President:

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

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

Councilmanic District 9

**1614 W. Baltimore Street
Block 0195 Lot 048**

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 Department of Real Estate.

If you have any questions, please call Deatra Eggleston, Real Estate Agent at (410) 396-4788.

Deatra Eggleston
Real Estate Agent

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. 09-0374 - By the Council President (The Administration):

An Ordinance providing a Supplementary Revenue Bond Fund Capital Appropriation in the amount of \$17,000,000 to the Department of Transportation (Account #9965-580-068), to provide funding for the construction of the Front Street Garage; and providing for a special effective date.

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

Bill No. 09-0375 - By the Council President (The Administration):

An Ordinance providing a Supplementary Revenue Bond Fund Capital Appropriation in the amount of \$17,000,000 to the Department of Transportation (Account #9965-580-069), to provide funding for the purchase of the McHenry Row garages; and providing for a special effective date.

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

Bill No. 09-0376 - By the Council President (The Administration):

An Ordinance providing a Supplementary Federal Fund Capital Appropriation in the amount of \$1,590,000 to the Department of Transportation (Account #9950-904663-9508), to provide funding for the purchase of a ferry boat and to make pier improvements at Key Highway; and providing for a special effective date.

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

Bill No. 09-0377 - By the Council President (The Administration):

An Ordinance authorizing the Mayor and City Council of Baltimore to acquire, by purchase or condemnation, the fee simple or other interests in certain property known as Block 6990, Lots 1 through 7, and Block 6991, Lots 1 through 26, and needed to create a public park; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Real Estate, Department of Finance, Department of Recreation and Parks, Board of Estimates, Department of Transportation, Baltimore City Parking Authority Board, Taxation, Finance and Economic Development Committee.

Bill No. 09-0378 - By the Council President (The Administration):

An Ordinance authorizing the Mayor and City Council of Baltimore to grant a drainage and utility easement through Robert E. Lee Park for the property known as 6608 Falls Road, Baltimore County; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Department of Public Works, Department of Real Estate, Department of Finance, Board of Estimates, Department of Recreation and Parks, Highways and Franchises Subcommittee.

Bill No. 09-0379 - By the Council President (The Administration):

An Ordinance authorizing the Mayor and City Council of Baltimore to grant an easement through 116 Siegart Lane for the installation of electrical service conduits for 117 S. Morley Street and 119 S. Morley Street; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Department of Public Works, Department of Real Estate, Department of Finance, Board of Estimates, Department of Recreation and Parks, Highways and Franchises Subcommittee.

Bill No. 09-0380 - By the Council President (The Administration):

An Ordinance increasing the maximum aggregate principal amount of Revenue Obligations authorized to be issued by the Mayor and City Council of Baltimore under Ordinance 83-998, as amended; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Finance, Department of Transportation, Baltimore City Parking Authority Board, Taxation, Finance and Economic Development Committee.

Bill No. 09-0381 - By the Council President (The Administration):

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 Quarantine Road Interchange/Truck Check Weigh Station and no longer needed for public use; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Finance, Board of Estimates, Baltimore City Parking Authority Board, Department of Real Estate, Department of Transportation, Taxation, Finance and Economic Development Committee.

Bill No. 09-0382 - By the Council President (The Administration):

An Ordinance authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as a portion of 1900 Argonne Drive, Lot 2A, Block 5387 and a portion of Lot 2, Block 5387 and no longer needed for public use; and providing for a special effective date.

The bill was read the first time and referred to the Planning Commission, Department of Housing and Community Development, Department of Finance, Board of Estimates, Baltimore City Parking Authority Board, Department of Real Estate, Department of General Services, Department of Transportation, Taxation, Finance and Economic Development Committee.

Bill No. 09-0383 - By Councilmember Kraft (by request):

An Ordinance permitting, subject to certain conditions, the establishment, maintenance, and operation of a parking, open off-street area on the properties known as 1621, 1623, 1625, 1627, 1629, and 1631 Gough Street, as outlined in red on the accompanying plat.

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

Bill No. 09-0384 - By Councilmembers Clarke, Henry, Middleton, Branch, Curran, Conaway, Kraft, Cole:

An Ordinance redefining an alternative element of what constitutes a “family” under the Zoning Code of Baltimore City; requiring for that purpose that persons unrelated by blood, marriage, or adoption and living together in a dwelling unit must be occupying the unit subject to a single lease, rental, or other occupancy arrangement applicable to the entire dwelling unit; and generally relating to the permitted and prohibited occupancy of dwelling units.

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

Bill No. 09-0385 - By Councilmembers Curran, Clarke, Henry:

An Ordinance strengthening the prohibition against the sale or transfer of unpackaged cigarettes and extending that prohibition to include certain unpackaged cigars; defining and redefining certain terms; providing for certain exceptions; authorizing the Health Commissioner to take certain actions against a food service facility that violates these provisions; authorizing confiscation of items offered for sale or distribution in violation of these provisions; imposing certain criminal and civil penalties; providing for a special effective date; and generally relating to the sale or other distribution of unpackaged cigarettes and cigars.

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

Bill No. 09-0386 - By Councilmember Curran (by request):

An Ordinance amending Ordinance 00-94 to increase the maximum number of resident clients allowed at the convalescent, nursing, and rest home facility (assisted living) on the property known as 3009 Evergreen Avenue.

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, Fire Department, Health Department, Commission on Aging and Retirement Education, Department of Transportation, Land Use and Transportation Committee.

Bill No. 09-0387 - By Councilmember Spector, President Rawlings Blake, Councilmembers Holton, Henry, Curran, Middleton, Kraft, Conaway, Welch, Clarke, Reisinger, Cole, Young:

An Ordinance authorizing the nonrenewal, modification, suspension, or revocation of a conditional use for failure to comply with a condition, restriction, or limitation imposed on that

use; providing for the automatic lapse of a conditional use that has been discontinued for a certain continuous period; authorizing the grant of a conditional use subject to a time limit and periodic renewal; and generally relating to the imposition and enforcement of conditions, restrictions, and limitations on conditional uses.

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

Bill No. 09-0388 - By Councilmembers Conaway, Curran, Kraft, Clarke, Holton, Reisinger, Henry, Spector:

An Ordinance prohibiting the sale or distribution of flavored tobacco wrappings; defining certain terms; providing certain exceptions; imposing certain criminal and civil penalties, and generally relating to the sale of flavored tobacco wrappings.

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

Bill No. 09-0389 - By Councilmember Conaway (by request):

An Ordinance permitting, subject to certain conditions, the establishment, maintenance, and operation of an auditorium and concert hall on the property known as 2112-2136 West North Avenue, as outlined in red on the accompanying plat.

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, Fire Department, Baltimore City Parking Authority Board, Baltimore Development Corporation, Department of Transportation, Land Use and Transportation Committee.

Bill No. 09-0390 - By Councilmember Cole, President Rawlings-Blake, Councilmembers Henry, Middleton, Curran, Young, Welch, Conaway, Kraft, Spector, Reisinger, Holton, Branch:

A Resolution of the Mayor and City Council expressing support for the efforts of Baltimore Racing Development, LLC, to develop and conduct the Baltimore Grand Prix; designating Baltimore Racing Development, LLC, as the sole entity authorized to develop and conduct the Baltimore Grand Prix; and providing for a special effective date.

The bill was read the first time. Then Councilmember Cole made a motion, which was seconded, to invoke Rule 12-1, in order to advance the bill from first reading to second reading on the same day.

The roll was called, resulting as follows:

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

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

The motion was approved.

**BILL NO. 09-0390 MOVED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING TODAY**

Councilmember Cole made a motion, which was seconded, to move Bill No. 09-0390 favorably on second reading.

A Resolution of the Mayor and City Council expressing support for the efforts of Baltimore Racing Development, LLC, to develop and conduct the Baltimore Grand Prix; designating Baltimore Racing Development, LLC, as the sole entity authorized to develop and conduct the Baltimore Grand Prix; and providing for a special effective date.

The motion was approved.

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

THIRD READING TODAY

Councilmember Cole made a motion, which was duly seconded, to place Bill No. 09-0390 on third reading today.

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

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

Nays - 0.

Absent - Councilmember D'Adamo - 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. 09-0390 - A Resolution of the Mayor and City Council expressing support for the efforts of Baltimore Racing Development, LLC, to develop and conduct the Baltimore Grand Prix; designating Baltimore Racing Development, LLC, as the sole entity authorized to develop and conduct the Baltimore Grand Prix; 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, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

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

Bill No. 09-0391 - By Councilmembers Holton, Spector, Middleton, Henry, President Rawlings-Blake, Councilmembers Conaway, Clarke, Curran, Kraft, Welch, Branch, Reisinger:

A Resolution of the Mayor and City Council joining the National Association of Counties (NACo) in urging the Honorable Members of the 111th Congress of the United States to enact comprehensive health reform legislation before the close of the 1st session; and providing for a special effective date.

The bill was read the first time. Then Councilmember Holton made a motion, which was seconded, to invoke Rule 12-1, in order to advance the bill from first reading to second reading on the same day.

The roll was called, resulting as follows:

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

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

The motion was approved.

**BILL NO. 09-0391 MOVED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING TODAY**

Councilmember Holton made a motion, which was seconded, to move Bill No. 09-0391 favorably on second reading.

A Resolution of the Mayor and City Council joining the National Association of Counties (NACo) in urging the Honorable Members of the 111th Congress of the United States to enact comprehensive health reform legislation before the close of the 1st session; and providing for a special effective date.

The motion was approved.

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

THIRD READING TODAY

Councilmember Holton made a motion, which was duly seconded, to place Bill No. 09-0391 on third reading today.

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

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

Nays - 0.

Absent - Councilmember D'Adamo - 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. 09-0391 - A Resolution of the Mayor and City Council joining the National Association of Counties (NACo) in urging the Honorable Members of the 111th Congress of the United States to enact comprehensive health reform legislation before the close of the 1st session; 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, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

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

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

Bill No. 09-0141R - By President Rawlings-Blake, Councilmembers Clarke, Middleton, Cole, Branch, Curran, Spector, Welch, Holton, Henry, Kraft, Reisinger, Conaway:

A Resolution requesting the Director and the Bureau Head, Bureau of Solid Waste of the Department of Public Works to report to the City Council on the status of the One PLUS One waste collection system, the effectiveness of the new system in keeping the streets and alleys of the City free of debris, and the level of Baltimore City residents' participation in or complaint against One PLUS One; requesting the Director of the Health Department Bureau of Vector Control to report on any change in rodent infestation in Baltimore's neighborhoods since the implementation of One PLUS One; and requesting the Deputy Commissioner of the Department of Housing and Community Development, Permits and Code Enforcement to generate a report on the number of citations resulting from the introduction of the One PLUS One program.

The bill was read the first time and referred to the Department of Housing and Community Development, Department of Public Works, Health Department, Judiciary and Legislative Investigations Committee.

Bill No. 09-0142R - By President Rawlings-Blake, Councilmembers Clarke, Middleton, Cole, Branch, Curran, Spector, Holton, Young, Kraft, Henry, Welch, Reisinger, Conaway:

A Resolution requesting the Baltimore City Fire Chief to report to the City Council on the effect of the newly adopted "rotating company closures" policy on the delivery of fire suppression and paramedic services to City residents, the impact of the policy on the response times to fires and medical emergencies, the impact of the policy on the availability of trucks and engines to jointly respond to fire scenes; and the fiscal impact on budget shortages and the retention or layoff of experience department personnel and the hiring of new recruits.

The bill was read the first time and referred to the Fire Department, Department of Finance, Public Safety and Health Committee.

Bill No. 09-0143R - By Councilmembers Cole, Henry, Middleton, Curran, Kraft, Welch, Spector, Holton, Conaway, Reisinger, Clarke, Young:

A Resolution inviting representatives of the Parking Authority of Baltimore City, the Baltimore Office of Promotion and the Arts, the Mayor's Office of Neighborhoods, the Department of Recreation and Parks, the Department of Transportation, the Department of Public Works, and the Department of General Services to a City Council hearing to brief the Council on the procedures in place for notifying communities about road closings, meter bagging, and other preparations for major events, and to discuss possible methods for improving these procedures.

The bill was read the first time and referred to the Department of Public Works, Department of Recreation and Parks, Baltimore City Parking Authority Board, Police Department, Department of Transportation, Department of General Services, Baltimore Office of Promotion and the Arts, Mayor's Office of Neighborhoods, Community Development Subcommittee.

Bill No. 09-0144R - By Councilmembers Cole, Kraft, Spector, Welch, Henry, Middleton, Clarke, Reisinger, Curran:

A Resolution inviting the Director of the Department of Recreation and Parks to a City Council hearing to explore suggestions, ideas, or plans to prevent damage from occurring or to repair damage that has been done to those parks that are over-used for events.

The bill was read the first time and referred to the Department of Recreation and Parks, Community Development Subcommittee.

Bill No. 09-0145R - By Councilmember Spector, President Rawlings-Blake, Councilmembers Clarke, Henry, Middleton, Holton, Reisinger, Young, Curran, Kraft, Conaway, Branch:

Introduced: August 10, 2009
(Read and adopted)

A COUNCIL RESOLUTION CONCERNING

In Support of Comprehensive Immigration Reform

FOR the purpose of expressing support for President Obama's efforts towards comprehensive immigration reform.

Recitals

From its inception the United States has been a nation of immigrants. Immigration has been an important driver of economic growth throughout American history and continues to be so today. Baltimore, long one of the nation's great gateway cities for immigrants and today home

to more than 37,000 foreign born residents, has had its history and growth even more strongly tied to immigration.

The Obama administration has signaled its understanding of the importance of immigration by pledging to work towards comprehensive immigration reform. An early step toward the realization of this goal has been the President's efforts to reduce the backlog of background checks required for immigration processing.

The immigrants assisted by the President's much appreciated steps to improve the efficiency of the background check process are already on a legal path that could eventually lead them to American citizenship. Unfortunately, there are many undocumented immigrants who are not currently on this path toward citizenship. This is a matter of deep concern since studies show that immigrants on a path toward citizenship generally have higher incomes, pay more in taxes, and are much less likely to require public assistance. Accordingly, immigration reform must include a mechanism that will recognize the status of undocumented workers and allow them to earn their legal status so that their positive effects on the economy can be maximized.

The positive effects of immigration can best be encouraged by an adaptable immigration policy that meets the demand for jobs available. Such an immigration system must be efficient, effective, and customer friendly.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That this Body hereby expresses support for President Obama's desire to realize comprehensive immigration reform in the United States of America; asks for immigration reform policies that are sensitive, humane, and enforceable; and gratefully requests that these comments be considered as federal, state, and local officials work together to create a better immigration system in the United States.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the President, the Honorable Members of the Maryland Delegation to the 111th Congress, the Mayor, the Executive Director of the Mayor's Office of State Relations, and the Mayor's Legislative Liaison to the City Council.

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

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Rules "Suspended".

Then Councilmember Spector 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, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution "Adopted".

CONSENT CALENDAR

CEREMONIAL RESOLUTIONS No. 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, AND 2391 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, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 14.

Nays - 0.

Absent - Councilmember D'Adamo - Total 1.

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. 09-0129R REPORTED FAVORABLY, AMENDED,
AND ADOPTED**

Councilmember Clarke, for the Education Committee, reported Bill No. 09-0129R favorably.

A Resolution requesting the New Board of School Commissioners and the CEO of Baltimore City Schools to examine the feasibility of requiring students to pass a course in financial literacy to graduate from Baltimore City schools.

Then Councilmember Clarke offered a floor amendment to the bill.

Amendment to Bill No. 09-0129R

Amendment No. 1

On page 1, in the second line of sponsors, after “Spector”, insert “, Middleton”.

The amendment was read and adopted, with Councilmember Conaway Passing.

A COUNCIL RESOLUTION CONCERNING

**Financial Literacy - Requirement for Graduation
from Baltimore City Schools**

FOR the purpose of requesting the New Board of School Commissioners and the CEO of Baltimore City Schools to examine the feasibility of requiring students to pass a course in financial literacy to graduate from Baltimore City schools.

Recitals

On March 2, 2007, the Maryland Coalition for Financial Literacy, a division of the Maryland Council on Economic Education, a non-profit with 50 years experience in teacher training in the field of economics, was successful in securing the adoption of a Senate Resolution: “We urge county boards of education to integrate the principles of basic personal finance into the curriculum and instruction established for their local school system and urge county boards of education to implement certain standards as part of a student’s eligibility to graduate from a public high school and receive a high school diploma.”

The evidence to support a financial literacy graduation requirement included:

- The majority of college students say they learn the most about personal finance from their parents, but less than ½ of students say their parents make a consistent, conscientious effort to teach them.
- Nearly 2/3rd (63%) of the parents surveyed say they definitely see personal finance education as their responsibility and consistently make the effort to teach their children about it, compared to only 41% of students who said their parents did.
- More than 3/4 of students (76%) wish they had more help preparing their financial future.
- Parents rank developing good personal financial skill and being able to handle their money (74%) ahead of both following the wrong crowd (58%) and drugs/alcohol use (56%) in terms of concerns parents have for their children's futures. Only personal safety ranked higher (89%).
- A recent Visa survey revealed that 91% of the respondents felt that financial education should be taught in every high school.
- Nearly 1/3rd (32%) of college students, when thinking about their freshman year, admit that they were "not at all" or "not very well prepared" for managing their money on campus. Only 1 in 5 (20%) students claims to have been "very well prepared" for managing their money on campus.
- Only 14% of American adults mentioned their company's 401(k) plan when asked about ways they save.
- Only 11% of workers under 35 indicate they are participating in their company's 401(k).
- More people declare bankruptcy each year than graduate from college.
- Nearly 2/3rd (63%) of Americans acknowledge they don't save enough, and more than 1/3rd say they often (11%) or sometimes (25%) spend more than they can afford. More than one-in-three (36%) Americans also say they have at some point in their lives felt their financial situation was out of control.

The latest financial literacy test given by the not-for-profit Jump\$tart Coalition for Personal Finance Literacy to 5,775 high school students in 305 schools across the country during December and January 2006, resulted in an overall score – on average students answered 52.4% of the questions correctly – of "F" in a typical grading score. The official who conducts Jump\$starts test found that most educators today recognize the need for students to learn the

basics of managing money, including credit and insurance, by the time they leave high school, if not sooner.

In the Baltimore City Public School System, financial literacy is taught mostly in high school as part of other courses such as business, math, and social studies. Given the overwhelming evidence of the need for financial management education, it is the appropriate time to consider financial literacy as a requirement for graduation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the New Board of School Commissioners and the CEO of Baltimore Public Schools are requested to examine the feasibility of requiring students to pass a course in financial literacy to graduate from Baltimore City schools.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the CEO of Baltimore City Schools, the President and Members of the New Board of School Commissioners, the Presidents of the Baltimore Council of PTAs and the Maryland PTA, and the Mayor's Legislative Liaison to the City Council.

Favorable report, as amended, adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Middleton, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Pass - Councilmember Conaway - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 09-0312 REPORTED FAVORABLY, WITH AN AMENDMENT,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Kraft, for the Judiciary and Legislative Investigations Committee, reported Bill No. 09-0312 favorably, with an amendment.

An Ordinance naming the pavilion in Clifton Park, located on the southwest side of Saint Lo Drive between Harford Road and Sinclair Lane in Block 4199, Lot 001, more definitely described as 900 feet, more or less, southeast from the intersection of Saint Lo Drive and Harford Road, to be the Councilwoman Rita R. Church Pavilion and Recreation Center.

Amendment to City Council Bill No. 09-0312

Amendment No. 1

On page 1, at the end of the 3rd line of sponsors, insert “, Spector”.

The amendment was read and adopted, with Councilmembers Henry, Middleton, and Holton out of Chambers.

Favorable report, as amended, adopted, with Councilmember Middleton out of Chambers.

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

**BILL NO. 09-0343 REPORTED FAVORABLY, WITH AMENDMENTS,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Kraft, for the Judiciary and Legislative Investigations Committee, reported Bill No. 09-0343 favorably, with amendments.

An Ordinance correcting certain technical errors and omissions in the City Code; repealing certain obsolete or otherwise unnecessary provisions; correcting, clarifying, and conforming certain language; and providing for a special effective date.

Amendments to City Council Bill No. 09-0343

Amendment No. 1

On page 2, after line 11, insert:

“By repealing and reordaining, with amendments
Article 5 - Finance, Property, and Procurement
Section(s) 18-1 and 18-2(a)
Baltimore City Code
(Edition 2000)”;

and, on page 7, after line 8, insert:

“Article 5. Finance, Property, and Procurement

Subtitle 18. Condemnation Notice and Hearing

§ 18-1. User agency to list properties.

[At the time any] WHEN AN ordinance is introduced into the City Council for the condemnation of any property, [or any interest therein, by the Mayor and City Council of Baltimore, in accordance with Title 12 of the Real Property Article of the Annotated Code of Maryland,] the department, bureau, or agency by which the property would be used shall file with the Department of [Public Works] GENERAL SERVICES a complete list of all properties [within] IN the area proposed to be condemned.

COMMENT: With the recent creation of a new Department of General Services, functions implicated by these provisions were transferred from DPW to the new agency. These amendments conform and clarify the relevant language and, in § 18-2, a Charter cross-reference.

§ 18-2. [Public Works] GENERAL SERVICES to notify owners.

(a) In general.

The Department of [Public Works] GENERAL SERVICES shall promptly notify the owners OF THE PROPERTIES IN THE AREA, as shown on the records [required to be] kept by the Department [of Public Works in accordance with] UNDER CITY CHARTER Article VII, [§ 40(c)] § 132(E), [of the City Charter of all the parcels of property included within this area,] of the ORDINANCE’S introduction [of the ordinance].

COMMENT: See Comment to § 18-1.”.

Amendment No. 2

On page 2, at the end of line 14, insert “and 11-1(c)”; and, on page 7, after line 16, insert:

“Subtitle 11. Registration of Vacant Lots

§ 11-1. Definitions.

(c) Lot.

“Lot” means an individual parcel of real property or a portion of a block[,] THAT IS identified by a symbol[, number, or mark given] in accordance with CITY CHARTER Article VII, [§ 40(b)] § 132(D), [of the City Charter] and shown on a block plat filed among the records of the Department of [Public Works] GENERAL SERVICES.

COMMENT: With the recent creation of a new Department of General Services, functions implicated by these provisions were transferred from DPW to the new agency. These amendments conform and clarify the relevant language and the Charter cross-reference.”.

The amendments were read and adopted, with Councilmembers Henry and Middleton out of Chambers.

Favorable report, as amended, adopted, with Councilmembers Henry and Middleton out of Chambers.

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

**BILL NO. 09-0369 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Kraft, for the Judiciary and Legislative Investigations Committee, reported Bill No. 09-0369 favorably.

An Ordinance authorizing the installation of carbon monoxide alarms by attachment to a ceiling, in accordance with certain standards; and providing for a special effective date.

Favorable report adopted, with Councilmembers Henry, Middleton, and Clarke out of Chambers.

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

**BILL NO. 08-0194 REPORTED FAVORABLY, WITH AMENDMENTS,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Reisinger, for the Land Use and Transportation Committee, reported Bill No. 08-0194 favorably, with amendments.

An Ordinance authorizing, under certain circumstances, reserved parking for persons with temporary disabilities and their helpers; correcting, conforming, and clarifying related language; and generally relating to reserved parking for disabled persons and their helpers.

Amendments to City Council Bill No. 08-0194

Amendment No. 1

On page 1, in line 4, after the semicolon, insert “authorizing the imposition of certain fees;”; and , on the same page, strike line 8, in its entirety, and substitute “Section(s) 9-1, 9-4, 9-12(b), and 9-15”; and, on page 2, after line 30, insert:

“§ 9-4. Forms[;], rules, and regulations; FEES.

(A) FORMS, RULES, AND REGULATIONS.

(1) The Director [of Public Works] shall develop forms and [issue] ADOPT rules and regulations to carry out [the provisions of] this [subtitle] PART 1.

(2) A COPY OF ALL RULES AND REGULATIONS ADOPTED UNDER THIS SECTION SHALL BE FILED WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE EFFECT.

(B) FEES.

- (1) THE DIRECTOR MAY SET AND IMPOSE REASONABLE APPLICATION AND ANNUAL PERMIT FEES TO HELP DEFRAY THE COST OF MANUFACTURING, INSTALLING, AND REMOVING SIGNS AND OTHERWISE ADMINISTERING THIS PART 1.
- (2) THE FEES SET UNDER THIS SUBSECTION DO NOT APPLY TO AND MAY NOT BE IMPOSED IF THE APPLICANT-PERMITTEE'S DISABILITY IS, AS SHOWN ON THE PHYSICIAN'S STATEMENT, PERMANENT."

and, on page 3, after line 17, insert:

"§ 9-15. [Regulations] FORMS, RULES, AND REGULATIONS; FEES.

(A) FORMS, RULES, AND REGULATIONS.

- (1) The Director may DEVELOP FORMS AND [issue] ADOPT RULES AND regulations to carry out [the provisions of] this Part 2.
- (2) A COPY OF ALL RULES AND REGULATIONS ADOPTED UNDER THIS SECTION SHALL BE FILED WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE EFFECT.

(B) FEES.

- (1) THE DIRECTOR MAY SET AND IMPOSE REASONABLE APPLICATION AND ANNUAL PERMIT FEES TO HELP DEFRAY THE COST OF MANUFACTURING, INSTALLING, AND REMOVING SIGNS AND OTHERWISE ADMINISTERING THIS PART 2.
- (2) THE FEES SET UNDER THIS SUBSECTION DO NOT APPLY TO AND MAY NOT BE IMPOSED IF THE DISABILITY OF THE PERSON BEING ASSISTED IS, AS SHOWN ON THE PHYSICIAN'S STATEMENT, PERMANENT."

Amendment No. 2

On page 1, in line 5, after the semicolon, insert "providing for a special effective date;"; and, on page 3, strike beginning with "the" in line 21 through "enacted" in line 22, and substitute "October 1, 2009".

The amendments were read and adopted, with Councilmembers Middleton, Holton, and Clarke out of Chambers.

Favorable report, as amended, adopted, with Councilmembers Middleton, Holton, and Clarke out of Chambers.

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

**BILL NO. 09-0351 REPORTED FAVORABLY, WITH AMENDMENTS,
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Reisinger, for the Land Use and Transportation Committee, reported Bill No. 09-0351 favorably, with amendments.

An Ordinance amending Ordinance 03-546 to expand the boundaries of the parking, open off-street area at 3010 East Northern Parkway to include the property known as 3012 East Northern Parkway; and providing for a new Site Plan to reflect this change.

Amendments to City Council Bill No. 09-0351

Amendment No. 1

On page 1, after line 24, insert:

- “2. Consolidation of lots will not constitute a change in conditional use.
- 3. The parking, open off-street area must comply with all applicable federal, state, and local licensing and certification requirements.”;

and, on the same page, strike line 25, in its entirety.

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

Favorable report, as amended, adopted, with Councilmembers Middleton and Holton out of Chambers.

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

**BILL NO. 08-0031R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 08-0031R favorably.

A COUNCIL RESOLUTION CONCERNING

**Informational Hearing - Board of Liquor Licenses Commissioners
for Baltimore City**

FOR the purpose of requesting the Chairman of the Board of Liquor Licenses Commissioners to report to the City Council on the issuance of BD 7 Liquor Licenses; the legitimacy of establishments claiming to be tavern operations; the legitimacy of establishments operating with bottle licenses; repeat violators who consistently and knowingly sell to minors; the level of cooperation between Liquor Board inspectors and law enforcement personnel; and the efficacy of current alcoholic beverage statutes, zoning laws, and Board rules and regulations

in protecting individuals and communities from the deleterious effects of excessive alcohol consumption.

Recitals

The Board of Liquor License Commissioners for Baltimore City is an agency of the State responsible for regulating the sale, storage, and distribution of retail alcohol sales in the City. The Board administers the statutes, laws, ordinances, and its own Rules and Regulations regarding the operation of alcoholic beverage establishments in Baltimore City.

State law authorizes the Board to issue a number of different types of licenses governing the sale and consumption of beer, wine, and liquor in Baltimore City, in venues including off-sale package goods stores, restaurants, non-profit private clubs, arenas, stadiums, racing establishments, multiple bar facilities, hotels, motels, and taverns. Each class specifies the hours of operation, the days of the week, special holiday hours, and whether or not on-premise consumption of alcoholic beverages is permitted.

Communities across Baltimore City have consistently voiced concerns about the number of establishments that sell liquor in residential neighborhoods. The relationship between a liquor establishment and the surrounding community can become acrimonious, as some residents view these businesses as magnets for any manner of alcohol-fueled disturbances, and the influx of cars into a residential neighborhood leads to parking problems for the people who live there.

In 1968, in reaction to complaints, particularly from inner city communities about the large number of bars in their neighborhoods, the Board imposed a moratorium on new liquor licenses. This action, along with a rule limiting the distance that a license can be transferred, had the effect of dramatically reducing the number of establishments permitted to sell alcoholic beverages. In 1933, 8000 licenses were issued, in 1968 there were 2,200, and today the Board reports there are a relatively fewer 1,470 licensed establishments.

Although the number of licensed establishments has changed, the number of complaints from neighborhood residents has not. The largest number of complaints concern those establishments operating as Class BD 7 establishments, considered by the Board as tavern operations, a tavern being defined as an establishment where alcoholic beverages are habitually sold for on-premises consumption, at a bar or in a lounge area. A bar is defined as a counter, in whatever configuration, at which stools and/or chairs have been placed, and a lounge is defined as an area on the premises containing tables and chairs or other suitable furniture, from which alcoholic beverages are habitually served for on-premise consumption.

In January 1990, the media widely reported community outrage that 1 in 5 bars were operating an illegal package-goods store, 7 days a week. The bars, operating under a Class BD 7 license, were permitted to sell beer, wine, and liquor over the counter as a secondary feature of the business, but were not permitted to operate a separate store for the primary purpose of selling alcoholic beverages. At the time, the Board estimated that 130 of the 621 holders of BD-7 licenses in the City were operating illegally.

Neighborhood residents today are also voicing concerns regarding the abuse of Class BD-7 licenses. In these instances, the bars are abusing the licenses by claiming to be restaurants or

taverns, and they are staying open 7 days a week. In reality, these are cut-rate liquor outlets that sell alcohol for off-premise consumption, have no or only token sitting space, and serve no prepared food, only chips, candy, and other convenience foods. By operating under the Class BD 7 license, they are able to stay open an extra 32-50 hours a week.

Yet other causes for concern are the issuances of bottle licenses. This license allows an establishment to operate as long as it is BYOB (bring your own bottle). However, many establishments apply for this license as a way to avoid applying for a liquor license. We are receiving reports that once the bottle license is issued then the owners of the establishment begins selling and operating like a tavern.

Furthermore, the sale of alcohol to minors has been an exceedingly troubling complaint. Communities have identified those establishments that, almost as policy, knowingly sell to minors. Many times this conduct is undeterred by fines, as it is more lucrative to sell to minors than it is unprofitable to receive the fines.

There are also several issues relating to internal regulations that this Body would like to learn more about. Specifically, when does the Board decide to take on protest of the license on its own initiative? How many violations or incidents have to occur before the Board will take that kind of action? Moreover, what is the Board doing about intimidation from store owners if there is any community protest of the licenses? Lastly, does the Board have any procedures to “pierce the veil” of those who are operating liquor licenses as fronts for those who cannot obtain or who have lost their licenses?

Off-Premises Liquor Stores Targeted to Poor Urban Blacks, a study by the Johns Hopkins Bloomberg School of Public Health, June 2000, found that predominately black, low-income neighborhoods in Baltimore were 8 times more likely to have carry-out liquor stores than white or racially integrated neighborhoods. The data revealed that an intersection of race and income status places low income communities at great risk for alcohol availability through off-premise liquor stores.

How Alcohol Outlets Affect Neighborhood Violence, another study published in 2004, by the Prevention Research Center, reports that a number of studies have found that in and near neighborhoods where there is a high density of places that sell alcohol, there is a higher rate of violence. When bars, liquor stores, and other businesses that sell alcohol are close together, more assaults and other violent crimes occur.

The saturation of a community with liquor outlets has been shown to be an important component of the social infrastructure that destabilizes communities. It is imperative that government agencies with authority over land-use and/or liquor licenses help fight crime and blight and improve the quality of life by controlling licenses to sell alcohol and the location and proliferation of licenses.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Chairman of the Board of Liquor Licenses Commissioners is requested to report to the City Council on the issuance of BD 7 Liquor Licenses; the legitimacy of establishments claiming to be tavern operations; the legitimacy of establishments operating with bottle licenses; repeat violators who consistently and knowingly sell to minors; the level of cooperation between liquor board

inspectors and law enforcement personnel; and the efficacy of current alcoholic beverage statutes, zoning laws, and Board rules and regulations in protecting individuals and communities from the deleterious effects of excessive alcohol consumption.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the members of the Board of Liquor Licenses Commissioners for Baltimore City, the organizations listed in the Planning Department Community Association Directory, and the Mayor's Legislative Liaison to the City Council.

Favorable report adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 08-0072R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 08-0072R favorably.

A COUNCIL RESOLUTION CONCERNING

Board of Liquor License Commissioners – Location of Outlets Near Church or School

FOR the purpose of requesting the members of the Baltimore City Board of Liquor License Commissioners to report to the City Council on the procedures utilized to enforce the prohibition against the existence of liquor establishments within 300 feet of a church or of a school and to consider the feasibility of requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly to introduce legislation to increase the distance of the prohibition.

Recitals

The Board of Liquor License Commissioners for Baltimore City was created by the State Legislature after the repeal of the Volstead Act in 1933. "At that time it became apparent that appropriate controls and licensing of alcoholic beverages at the retail level were necessary in the State of Maryland to insure public safety".

The Board of Liquor License Commissioners is an agency of the State. As a body, the Board administers the statutes, laws, ordinances, and its own Rules and Regulations regarding the operation of the approximately 1,470 alcoholic beverage establishments in the City.

In Baltimore City, the Maryland Annotated Code provides that no new license or removal of an existing license shall be granted to sell alcoholic beverages in any building located within 300 feet of the nearest point of the buildings of a church or of a school, but the license of any person who held a license at the time the law was enacted may be renewed or extended for the same building.

In other subdivisions, State law provides that the prohibited distance of liquor establishments is greater than 300 feet. For example, in Montgomery County, the Board may not issue any license to sell alcoholic beverages within 750 feet of any secondary or elementary school, church or other place of worship, or youth center sponsored or conducted by any government agency.

As noted in 08-0031R – Informational Hearing - Board of Liquor Licenses Commissioners for Baltimore City, communities across Baltimore City have consistently voiced concerns about the number of establishments that sell liquor in residential neighborhoods. The relationship between a liquor establishment and the surrounding community can become acrimonious, as some residents view these businesses as magnets for any manner of alcohol-fueled disturbances, and the influx of cars into a residential neighborhood leads to parking problems for the people who live there.

Furthermore, the sale of alcohol to minors has been an exceedingly troubling complaint. Communities have identified those establishments that, almost as policy, knowingly sell to minors. Many times this conduct is undeterred by fines, as it is more lucrative to sell to minors than it is unprofitable to receive the fines.

The saturation of a community with liquor outlets has been shown to be an important component of the social infrastructure that destabilizes communities. It is imperative that government agencies with authority over land-use and/or liquor licenses help fight crime and blight and improve the quality of life, by controlling licenses to sell alcohol and the location and proliferation of licenses.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the members of the Baltimore City Board of Liquor License Commissioners are requested to report to the City Council on the procedures utilized to enforce the prohibition against the existence of liquor establishments within 300 feet of a church or a school and to consider the feasibility of requesting the Honorable Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly to introduce legislation to increase the distance of the prohibition.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Board of Liquor License Commissioners, the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2009 Maryland General Assembly, the organizations listed in the Planning Department Directory of Community Associations, and the Mayor's Legislative Liaison to the City Council.

Favorable report adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 08-0093R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 08-0093R favorably.

A COUNCIL RESOLUTION CONCERNING

**Investigative Hearing – Decommissioning, Dismantling, and
Closure of Hazardous Material Sites within Baltimore City**

FOR the purpose of requesting the Baltimore City Fire Chief, the Baltimore City Health Commissioner, and the Baltimore City Housing Commissioner to present the inter-agency coordinated process regarding the identification, decommissioning, dismantling and/or closure of facilities where hazardous materials were produced or used in the manufacturing process; ascertaining the specific responsibilities assigned to each agency and identifying programmatic and authoritative overlap; and making certain that the Baltimore City government response to hazardous material handling, disposal, and containment of buildings with a history of hazardous material is sufficient to protect the lives and property of citizens, workers, and visitors in Baltimore City.

Recitals

A large part of the U.S. Environmental Protection Agency's mission to protect human health and environment is accomplished by regulating and encouraging that contaminated land in urban centers be secured and revitalized for use as safe and productive economic and/or green space. Securing, cleaning up and reinvesting in these properties with a hazardous material history is imperative to the healthy development of American cities. However, owing to Baltimore's history as an industrial city, the call for identifying and decommissioning these buildings takes on an enhanced importance and urgency.

In a February 2008, before the House Committee on Transportation and Infrastructure, a Councilman from Cleveland, Ohio, presenting the position of the National League of Cities on

Brownfields redevelopment issues, presented testimony that: “As an older industrial City, Cleveland’s legacy of manufacturing and commerce is now symbolized by numerous abandoned structures, obsolete buildings, leaking underground storage tanks and polluted properties. The impact of our industrial legacy has spread across our neighborhoods like cancer, killing once vibrant areas and leaving behind dead zones”.

A 2003 report, *Industrial Land Use Analysis, City of Baltimore, Maryland*, prepared for Baltimore Development Corporation by Bay Area Economics, notes that construction in the city is “constrained by limitations on reuse of contaminated, brownfield sites. Because much of Baltimore’s industrial land has been in industrial use for many years, it is constrained by real contamination and the perception that it might be contaminated.” A recent example of the impact of hazardous material production on the City is present in the restriction of residential construction to only the easternmost third of the Harborpoint development site due to past use as a chromium production plant.

Public concern about the health effects from hazardous chemicals, stricter environmental regulations, and opportunities to enhance current or outdated uses make it essential that Baltimore City develop a comprehensive approach to the decommissioning, or converting from original use, of brownfield buildings and land. In addition, given Baltimore’s long industrial history and the fact that companies and factories were not required by law to report their hazardous material inventories until 1987, the potential for accidents that could adversely affect the health and welfare of Baltimore citizenry requires action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Baltimore City Fire Chief, the Baltimore City Health Commissioner, and the Baltimore City Housing Commissioner are requested to present the inter-agency coordinated process regarding the identification, decommissioning, dismantling and/or closure of facilities where hazardous materials were produced or used in the manufacturing process; ascertaining the specific responsibilities assigned to each agency and identifying programmatic and authoritative overlap; and making certain that the Baltimore City government response to hazardous material handling, disposal, and containment of buildings with a history of hazardous material is sufficient to protect the lives and property of citizens, workers, and visitors in Baltimore City.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Baltimore City Fire Chief, the Baltimore City Health Commissioner, the Baltimore City Housing Commissioner, the Planning Director, the President of the Baltimore Development Corporation, and the Mayor’s Legislative Liaison to the City Council.

Favorable report adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 09-0108R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 09-0108R favorably.

A COUNCIL RESOLUTION CONCERNING

Legislative Oversight – Baltimore Police Department

FOR the purpose of requesting the Baltimore Police Commissioner to report to the City Council on the effect of overtime spending budget cutbacks on crime prevention; and on the efficacy of restructuring the present formation of police districts as well as reporting methods of minor crimes in order to shorten response time and to provide better service to the citizenry.

Recitals

This past year Baltimore City addressed a continually worsening economy and accompanying reductions in State aid by imposing drastic across-the-board spending cuts that required City agencies to cut spending by more than 12%. And while public safety agencies budgets had to impose less-severe cuts, the Police Department was instructed to curtail overtime spending that had consistently exceeded budgeted amounts in past fiscal years.

To address the budget crisis, the Police Department disbanded several specialty units and attempted to curtail overtime spending, actions, it has been speculated, which may have contributed to the worst November homicide rate in 9 years. The media reported that Baltimore's deadliest month of 2008 coincided with substantial reductions in overtime spending that resulted in shifts across the City being short of personnel.

Last year, homicides were reduced to the lowest level since the 1980s, which was the steepest one-year decline in more than forty years. However, in recent months, killings have increased and our city's progress has been threatened. Sadly, as of Thursday, February 05, 2009, murders have increased by 63% over this time last year.

It is difficult to ascertain if there is a correlation between overtime spending and the crime rate. An official briefing will serve to update the Council on the effects of budgetary cutbacks. In addition, it would help to determine whether the effects of restructuring the current district, post and sector configurations as well as whether implementing online and telephone reporting of minor crimes would make the police more efficient in responding to the citizenry.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Baltimore Police Commissioner is requested to report to the City Council on the effect of overtime spending budget cutbacks on crime prevention; and to report on the efficacy of

restructuring the present formation of police districts in order to shorten response time to police-involved incidents.

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

Favorable report adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 09-0118R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 09-0118R favorably.

A COUNCIL RESOLUTION CONCERNING

Investigative Hearing — Crime Alerts – Citywide Text Messaging

FOR the purpose of requesting the Commissioner of Police to investigate the efficacy of instituting a citywide text messaging system to alert residents about criminal activity in a timely manner and to determine what crimes should be included in a citywide alert.

Recitals

In April 2008, federal regulators, acknowledging that text messages have exploded in popularity particularly among young people, approved a plan to create a nationwide emergency alert system using text messages delivered to cell phones. CTIA, the trade group for the wireless industry, informed federal officials that it is estimated that 48 billion text messages are sent each month.

The federal plan stems from the Warning Alert and Response Network Act, a 2006 federal law that requires upgrades to the emergency alert system. The Act requires the Federal Communications Commission to develop ways to alert the public about emergencies.

In November 2008, D.C. Police joined 11 other cities and 5 counties in the region that have text alert notification. While most subdivisions use the systems for traffic and weather alerts, they can be used for mass notifications for emergencies, as in the case of the D.C. Police Alert that offers a short recap of the crime, a description of the suspect, and instructions to call 911 if anyone is seen who fits the description.

In approving the federal plan, the Communications Commissioner commented: “The ability to deliver accurate and timely warnings and alerts through cell phones and other mobile services in an important next step in our efforts to help ensure that the American public has the information they need to take action to protect themselves and their families, prior to, and during disasters and other emergencies.”

As law enforcement agencies balance their normal duties with the added responsibilities of Homeland Security that result from the September 11, 2001 terrorists attacks, overwhelmed police departments, too, are relying more on everyday citizens to be their eyes and ears and to assist in crime fighting efforts.

Because of Baltimore City’s proximity to the nation’s capital it is imperative that citizens become active partners with our police in their efforts to combat criminal activity.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Commissioner of Police is requested to investigate the efficacy of instituting a citywide text messaging system to alert residents about criminal activity in a timely manner and to determine what crimes should be included in a citywide alert.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Police Commissioner, the Director of Finance, and the Mayor’s Legislative Liaison to the City Council.

Favorable report adopted.

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

Yeas - President and Councilmembers Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 12.

Nays - 0.

Out of Chambers - Councilmembers Kraft, Middleton - Total 2.

Absent - Councilmember D’Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 09-0121R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 09-0121R favorably.

A COUNCIL RESOLUTION CONCERNING**Baltimore City Police Department – Online Transparency – Reporting Systems
for Officer Related Shootings and Preliminary Crime Statistics**

FOR the purpose of requesting the Baltimore City Police Department to implement online reporting systems to disclose the final internal investigation results of officer-related shootings and monthly preliminary crime statistics, to provide a greater level transparency to the citizens of Baltimore.

Recitals

On January 5, 2009, the Baltimore City Police Department rescinded its policy to release the names of police officers involved in justified departmental shootings. In a January 29, 2009 letter to the City Council, Commissioner Bealefeld stated that “the decision as to whether or not to disclose the identity of the officer will be made after the internal investigation of the incident has been completed”. Since that time the Baltimore Police Department has announced that the new policy is under review and may be altered.

As the Baltimore Police Department reviews the policy for disclosing information related to police-involved shootings, serious consideration should be given to a new approach adopted by the Chicago Police Department. Outlined in the March 6, 2009 edition of the Chicago Tribune, the Chicago Police Department now releases investigations reports via the Internet. Accessible through the Department’s Independent Police Review Authority website, these reports detail incidents of officer related shootings but omit the personal information of officers and witnesses. In the same March 6th article of the Tribune, the Chief Administrator of the Independent Police Review Authority stated that “with transparency, you can have informed discussions about whether something is right or wrong”.

As the safety of Baltimore’s valiant men and women in law enforcement must be fiercely guarded, a policy limiting immediate full disclosure may be warranted. However, with a street culture that tolerates blatant witness intimidation, the City must continue to rely on its citizens as a valuable partner in crime reduction. By not disclosing important, relevant information regarding police-involved shootings, even after internal investigations are complete, we handicap a priceless asset in fighting crime on Baltimore’s streets: trust between the police and the public.

Similarly, in an effort to build trust with communities, police departments across the nation are now becoming more transparent by providing monthly preliminary crime statistics reports via the Internet. For example, the Washington, D.C. Metropolitan Police Department’s website provides up-to-date preliminary crime statistics including recent arrest activity as well as the current number of homicides, firearm recoveries, robberies and assaults. The reports also include prior year comparisons.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That this Body respectfully requests the Baltimore City Police Department to implement online reporting systems to disclose the final internal investigation results of officer-related shootings and monthly preliminary crime statistics, to provide a greater level transparency to the citizens of Baltimore.

AND BE IT FURTHER RESOLVED, That the Police Commissioner report to the City Council on the progress of these programs and after implementation, annual reports on the usage of the systems within the Police Department and by the public.

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

Favorable report adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 09-0122R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Young, for the Public Safety and Health Committee, reported Bill No. 09-0122R favorably.

A COUNCIL RESOLUTION CONCERNING

Informational Hearing - The Housing Authority of Baltimore City

FOR the purpose of requesting the Executive Director of the Housing Authority of Baltimore City (HABC) to report to the City Council on the physical condition, public safety, and availability of HABC housing in Baltimore City.

Recitals

HABC was established in 1937 to provide federally-funded public housing programs and related services to low-income residents. It is the 5th largest public housing authority in the country, with an annual budget of approximately \$300 million, and provides services to over 20,000 residents in more than 10,000 units. HABC's inventory includes 28 family developments,

17 mixed population buildings, 2 senior buildings and scattered sites throughout the City. The voucher program provides an additional 12,000 families with rental housing subsidies each year.

Over the years the City Council has monitored conditions of public housing to make certain that it is properly maintained and that the residents are receiving services mandated by the federal government. In 2001, the Council requested the Commissioner of Housing to report on the status of boarded-up and dilapidated public housing. That same year a report on the approximately 9,664 Section 8 rental units under lease and 5,384 unoccupied units was requested.

In January 2003, a resolution entitled “Lakeview Towers – A Haven or A Towering Inferno” was introduced following a fire in a twin-tower senior public housing high-rise complex on Druid Park Drive that left 1 person dead, 13 injured, and drove many frightened and confused elderly residents out of their homes in the frigid winter air. At that time it came to light that there was no sprinkler system in the building at 727 Druid Park Drive.

In April 2003, concerns about the non-elderly mentally ill and substance abusers living in senior public housing prompted the “Open Forum – Public Housing for the Elderly” that called for a review of the policy. “Since the Fair Housing Act of 1988, younger chronically mentally ill and substance abusing persons have been admitted to subsidized senior housing. Although the policy was meant, in part, to promote age integration, improve social engagement, and enhance informal support, younger persons with disabilities have proven to be incompatible neighbors, diminishing the quality of life for seniors and creating management problems for facility staff.”

In 2004, “An Open Forum: Is Baltimore’s Housing in Order” examined the status of privately-owned, market-rate rental, public, and Section 8/Choice Voucher rental housing in the City to determine if there was an adequate supply of decent housing in safe neighborhoods for Baltimore City residents of all income levels, to discover the impact of gentrification in the displacement of low-and middle income residents from neighborhoods in transition, and to ascertain if there was a clustering of public housing in certain lower socio-economic neighborhoods while housing opportunities were being limited in more affluent neighborhoods.

In 2006, “Informational Hearing – The Status of Public Housing In Baltimore City” once again requested the Commissioner, in his role as Executive Director of the Housing Authority of Baltimore City, to report to the Council on the status of public housing, to provide an assessment of the trends in the public housing needs of low-income residents, to report court proceedings regarding former and current residents of public housing whose children were harmed by exposure to lead paint, and to analyze the impact of local and federal court rulings on the future of public housing demographics in Baltimore City and the surrounding counties.

This sampling of resolutions represents just a few of the concerns expressed by City Council members. While the old high rise “projects” no longer exist, some of these same problems persist and seem, even, to have followed residents of public housing to their new accommodations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Executive Director of the Housing Authority of Baltimore City (HABC) is requested to report to the City Council on the physical condition, public safety, and availability of HABC housing in Baltimore City.

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

Favorable report adopted.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 08-0191 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Cole, for the Taxation, Finance and Economic Development Committee, reported Bill No. 08-0191 favorably.

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 bed of Brexton Street and no longer needed for public use; and providing for a special effective date.

Favorable report adopted, with Councilmember Middleton out of Chambers.

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

**BILL NO. 09-0281 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Cole, for the Tacation, Finance and Economic Development Committee, reported Bill No. 09-0281 favorably.

An Ordinance authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of certain streets or portions of them lying within the Middle East Urban Renewal Project, bounded by Ashland Avenue, McDonogh Street, Chase Street, and Washington Street, and no longer needed for public use; and providing for a special effective date.

Favorable report adopted, with Councilmember Middleton out of Chambers.

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

**BILL NO. 09-0283 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Cole, for the Taxation, Finance and Economic Development Committee, reported Bill No. 09-0283 favorably.

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 bed of Hawkins Point Road extending from Fort Armistead Road, Southwesterly 449.8 feet, more or less, to an access ramp to northbound Interstate Route No. 695 and no longer needed for public use; and providing for a special effective date.

Favorable report adopted, with Councilmember Middleton out of Chambers.

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

THIRD READING TODAY

Councilmember Clarke made a motion, which was duly seconded, to place Bill No. 09-0312 on third reading today.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - 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. 09-0312 - An Ordinance naming the pavilion in Clifton Park, located on the southwest side of Saint Lo Drive between Harford Road and Sinclair Lane in Block 4199, Lot 001, more definitely described as 900 feet, more or less, southeast from the intersection of Saint Lo Drive and Harford Road, to be the Councilwoman Rita R. Church Pavilion and Recreation Center.

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

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

THIRD READING TODAY

Councilmember Curran made a motion, which was duly seconded, to place Bill No. 09-0351 on third reading today.

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

Yeas - President and Councilmembers Kraft, Curran, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - 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. 09-0351 - An Ordinance amending Ordinance 03-546 to expand the boundaries of the parking, open off-street area at 3010 East Northern Parkway to include the property known as 3012 East Northern Parkway; and providing for a new Site Plan to reflect this change.

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

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

THIRD READING - TO BE HELD ONE MEETING

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

C.C. 09-0314 - An Ordinance changing the zoning for certain properties in the Uplands Renewal Area, as outlined in red on the accompanying plat, from the R-6 Zoning District to the R-5 Zoning District.

C.C. 09-0315 - An Ordinance approving the application of the Mayor and City Council of Baltimore and Uplands Visionaries, LLC, which are either the owner, potential owner, developer and/or awardee of development rights for the properties listed on Exhibit 1, attached to and made part of this Ordinance, together with certain adjoining roads, highways, alleys, and rights-of-way (collectively, the "Property"), to have the Property designated a Residential Planned Unit Development; and approving the Development Plan submitted by the applicant.

C.C. 09-0318 - An Ordinance changing the zoning for the property known as 1500 Greenmount Avenue, as outlined in red on the accompanying plat, from the O-R-3-P Zoning District to the O-R-3 Zoning District.

THIRD READING

**BILL NO. 08-0163, LISTED ON TONIGHT'S AGENDA FOR THIRD READING,
TO BE HELD FOR A DATE UNCERTAIN**

The President laid before the City Council:

BILL NO. 08-0163 - An Ordinance ~~deleting live entertainment and dancing as a zoning use category; requiring the licensing of certain establishments that provide live entertainment or dancing; establishing the Board of Licenses for Live Entertainment and providing for its powers and duties; establishing an Office of Hospitality Services and providing for its powers and duties; defining certain terms; imposing certain penalties; and generally relating to the licensing and regulation of live entertainment and to the promotion and coordination of hospitality services allowing live entertainment and dancing, in conjunction with restaurants or taverns, as a conditional use in certain Business Districts; expanding the conditions to be considered before granting a conditional use for restaurants or taverns to provide live entertainment or dancing; requiring the Zoning Board to maintain and periodically provide to the City Council certain information about all pending applications for all conditional uses; authorizing the issuance of environmental citations for violations of conditions, etc., imposed on live entertainment or dancing uses; imposing certain criminal penalties; correcting, conforming, and clarifying related provisions; and generally relating to the zoning and related requirements for restaurants and taverns providing live entertainment or dancing.~~

It was read the third time.

Then Councilmember Kraft made a motion, which was seconded, to hold third reader consideration of this bill for a date uncertain. The motion was approved.

THIRD READING

The President laid before the City Council:

BILL NO. 09-0287 - An Ordinance consenting to and approving a petition to extend the Metropolitan District of Baltimore County to a certain tract of land; and providing for a special effective date - Extension 160.

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 Curran, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch - Total 10.

Nays - Councilmember Kraft - Total 1.

Pass - Councilmembers Henry, Clarke - Total 2.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0295 - An Ordinance amending provisions of the Fire and Police Employees' Retirement System law pertaining to the Deferred Retirement Option Plan ("DROP") benefits; clarifying, correcting, and conforming certain technical provisions of the existing DROP benefits law; discontinuing the current DROP benefit structure for all System members not yet eligible for DROP participation and establishing a new DROP 2 benefit structure for System members; providing for certain tests to be conducted to determine the savings to the City of enacting the DROP 2 benefit; giving the City the option to modify or terminate the DROP 2 benefit under certain conditions; clarifying, correcting, and conforming certain provisions; providing for a special effective date; and generally relating to the Fire and Police Employees' Retirement System of the City of Baltimore.

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

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0313 - An Ordinance amending the Urban Renewal Plan for Uplands to revise the Land Use Plan for residential uses permitted under a certain zoning district; clarifying certain references and language; amending Appendix B to provide that where there may be a conflict between the provisions of the Renewal Plan and the provisions of any Planned Unit Development in the Renewal Area, the provisions of the Renewal Plan control; modifying certain design guidelines of Appendix B; and replacing certain 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.

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

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0317 - An Ordinance amending the Urban Renewal Plan for Greenmount West to amend certain exhibits to reflect the change of zoning, upon approval by separate ordinance, for the property known as 1500 Greenmount Avenue; 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.

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

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

The President laid before the City Council:

BILL NO. 09-0342 - An Ordinance authorizing the certain speed monitoring systems, in certain areas, and subject to certain standards, procedures, requirements, and limitations; authorizing certain civil penalties for violations; defining certain terms; requiring certain rules and regulations; mandating a certain period during which violations may be enforced only by the issuance of warnings; 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, Henry, Spector, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 13.

Nays - 0.

Out of Chambers - Councilmember Middleton - Total 1.

Absent - Councilmember D'Adamo - Total 1.

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

BILL NO. 09-0269 REASSIGNED FROM THE LAND USE AND TRANSPORTATION COMMITTEE TO THE COMMUNITY DEVELOPMENT SUBCOMMITTEE

President Rawlings-Blake announced that Bill No. 09-0269 was reassigned from the Land Use and Transportation Committee to the Community Development Subcommittee.

MOTION TO SUSPEND CITY COUNCIL RULE 10-2 WITH REGARD TO BILL NO. 09-0360

Councilmember Conaway made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 09-0360.

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

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2
WITH REGARD TO BILL NO. 09-0371**

Councilmember Welch made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 09-0371.

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

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3
WITH REGARD TO BILL NO. 09-0374**

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. 09-0374.

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.

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3
WITH REGARD TO BILL NO. 09-0375**

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. 09-0375.

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.

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3
WITH REGARD TO BILL NO. 09-0376**

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. 09-0376.

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.

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2
WITH REGARD TO BILL NO. 09-0366**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 09-0366.

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

**MOTION TO SUSPEND CITY COUNCIL RULE 10-2
WITH REGARD TO BILL NO. 09-0372**

Councilmember Reisinger made a motion, duly seconded, to suspend Rule 10-2 in order to have an early hearing on Bill No. 09-0372.

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

ADJOURNMENT

On motion of Councilmember Reisinger, duly seconded, the City Council adjourned to meet on Monday, September 14, 2009, at 5:00 p.m.

Consent Calendar

- CR 2325** Clarke, All Members
A City Council RESOLUTION congratulating the Forte family on the celebration of its 12th Biennial Family Reunion.
- CR 2326** Welch
A City Council RESOLUTION congratulating Shirley Clairborne on the celebration of her 70th birthday.
- CR 2327** President Rawlings Blake, All Members
A City Council RESOLUTION on the death of The Reverend Sarah Eversley, October 11, 1913 – July 8, 2009.
- CR 2328** Young
A City Council RESOLUTION congratulating Bishop C.M. Bailey on leading the 83rd Annual Holy Convocation for the United House of Prayer for All People at the East Baltimore District.
- CR 2329** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Edwin Park, David Yoon and Kevin Weng on their interest in the City of Baltimore and for the time they have spent learning about Baltimore and its government.
- CR 2330** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating the Gibson and Gipson family on the gathering in Baltimore of their family from 11 different States – may their family continue to prosper and persevere for many years to come.
- CR 2331** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Serena V. Harris on her retirement after 37 years of service with the Social Security Administration.
- CR 2332** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Samuel M. Cirigliano, Jr. on his retirement after 21 years of service with the Department of Transportation, Maintenance Division.
- CR 2333** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Dr. Roy B. Johnson, Jr., Pastor, Good Tidings Baptist church, on the celebration of the 50th Johnson Family Reunion – may he continue his mission of faith and service for many more years.
- CR 2334** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating the Johnson Family on the celebration of their 50th Family Reunion – may the family continue to prosper and persevere for many years to come.
- CR 2335** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Resident Action Committee, CDC, on its continual efforts in community building and transformation to enhance the quality of life in Sandtown-Winchester and the City of Baltimore.

- CR 2336 Welch**
A City Council RESOLUTION congratulating Mamie Jackson on being celebrated and appreciated for her many years of devoted service to St. Luke Apostolic Church and over 30 years of community pride.
- CR 2337 Welch**
A City Council RESOLUTION congratulating Rose Ann W. Elliott on the celebration of her 88th birthday.
- CR 2338 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating The Reverend Willie E. Ray on the celebration of his 40th Anniversary in youth ministry and public service – may he continue his mission of faith and service for many more years.
- CR 2339 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Lillian Sydnor on the celebration of the 16th Annual Coldspring Lane Community Cookout and Health Fair.
- CR 2340 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating James Franzoni, Bert Hash, Jr., Reggie Holmes, Samuel Jackson, Sherrie Johnson, Areghusa Kirk, Jacqueline Fulton, Dillion Clarke, Phillip Marsigha, Charles McCoy, Diane Moore, Carla Foster Rhodes, Keith Scroggins, Kevin Summers, John Taylor, Theresa B. Gwynn, Hassan D. Barnes, Warren Brown, Bonita Bush, John Carrington, Malcolm Dates, Joe Manns, Michael Thomas, Bay Country and Municipal Employees Credit Union, Inc. (MECU) on their support and contributions to the Baltimore City Public School Extended School Year Program (ESY) at William C. March Middle School.
- CR 2341 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Henry Lingenfelder on the celebration of his 76th birthday and the many lives he’s touched along the way.
- CR 2342 Middleton**
A City Council RESOLUTION on the death of Berta Mae Elliott Hill, January 14, 1933 – July 15, 2009.
- CR 2343 Curran**
A City Council RESOLUTION congratulating Barbara I. Barnes on the celebration of her retirement after 37 years of dedicated service to the citizens of Maryland in the bureau of Quality Control.
- CR 2344 Welch**
A City Council RESOLUTION congratulating Minister Arthur Sherman Evans on the celebration of her 80th birthday.
- CR 2345 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Penny Sprinkle on the celebration of her 50th birthday and her dedication to the City of Baltimore, including the many hours of comic relief that she has provided to us all.

- CR 2346** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Timothy Bethea, Brandi Elliott, Vashawn Francher, Matthew Hicks, Joshua Kearney, Malik Scott, Joshua Smith, Tara Angel and Sotayah Powell on their participation and perfect attendance in the Baltimore City School Extended School Year Program (ESY) 2009.
- CR 2347** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Valerie Murphy on her retirement after 40 years of service with the Social Security Administration.
- CR 2348** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Rodney Myers on receiving Aramark's Volunteer of the Year Award and for his constant dedication to the communities of Baltimore.
- CR 2349** Conway, Clarke
A City Council RESOLUTION congratulating The Reverend Doctor Agnes Alston on the celebration of her 90th birthday and 75 glorious years in the Gospel Ministry.
- CR 2350** Young
A City Council RESOLUTION on the death of Charlie Knight.
- CR 2351** Young
A City Council RESOLUTION congratulating Waters A.M.E. Church on its 166th Anniversary and Homecoming celebration as a vibrant vessel spreading the Gospel throughout the community.
- CR 2352** Welch
A City Council RESOLUTION congratulating Wil Luck, Cricket District Director, Peter Eckel, Area General Manager, Marvin Daney, Store Manager and Angelina Kennedy, Marketing Manager on the Cricket Store Launch and Grand Opening in the Westside Shopping Center at 2473 A Frederick Avenue.
- CR 2353** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating the NAACP, Baltimore City Branch, on receiving the 1st Place Class 1-A Thalheimer Award in both Programs and Publications, being recognized as the #1 Branch in the Nation.
- CR 2354** Middleton
A City Council RESOLUTION on the death of The Reverend Dr. Carlton A. Lewis, July 17, 2009 – July 20, 2009.
- CR 2355** D'Adamo
A City Council RESOLUTION congratulating Grace and Nicholas D'Adamo, Sr. on the occasion of their 60th Wedding Anniversary.
- CR 2356** Middleton
A City Council RESOLUTION congratulating Ashburton/East Arlington Neighborhood Association on the celebration of its 20th Annual Big Band Night.

- CR 2357 Middleton**
A City Council RESOLUTION congratulating Clinton Buise, Robert Campbell, Lela Campbell, Glenard Middleton, Eric Stewart, Walter Lomax, Marvin “Doc” Cheatham and Jerry Pittman on being honored at the 2009 Baltimore Music Festival and for their diligence and dedicated service to the City of Baltimore.
- CR 2358 Clarke, All Members**
A City Council RESOLUTION congratulating William Fortson on his moral and financial support of youth activities for Harwood’s youth.
- CR 2359 Clarke, All Members**
A City Council RESOLUTION congratulating Jennifer Goffigan on 32 years of service in Baltimore City Schools.
- CR 2360 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Portia Harris on her retirement after 29 years of dedicated service to the City of Baltimore.
- CR 2361 Young**
A City Council RESOLUTION on the death of Viola Shaw.
- CR 2362 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Barbara Novak on her retirement after 32 years of dedicated service with the City of Baltimore.
- CR 2363 Middleton**
A City Council RESOLUTION on the death of Emmiett B. Saunders, Jr., March 18, 1922 – July 23, 2009.
- CR 2364 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Linda Eberhart on her dedication and commitment to the students of the Baltimore City Public School System through her work to help raise math test scores.
- CR 2365 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Eliza Cooper on being honored as the Ashburton East Arlington Neighborhood Association Member of the Year.
- CR 2366 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Deborah Scott on being honored as the Ashburton East Arlington Neighborhood Association Business Partner of the Year.
- CR 2367 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Bishop Jacques O. Gardner, Sr. on the service he has provided at New Dimensions Ministries, Inc. and the larger community – may he continue his mission of faith and service for many more years.
- CR 2368 Henry**
A City Council RESOLUTION congratulating Mutual Housing Association: Alameda Place, on its National Night Out 2009, renewing the commitment to strengthen and organize the community by building support with law enforcement and engaging civic leaders.

- CR 2369 Henry**
A City Council RESOLUTION congratulating Birdie Jackson on the celebration of her 65th birthday.
- CR 2370 Middleton**
A City Council RESOLUTION congratulating The Vanguard Justice Society, Inc. on the occasion of its Back to School Bash.
- CR 2371 Middleton**
A City Council RESOLUTION congratulating Orrester Shaw on 33 years of diligent and dedicated service to the Baltimore City Public School System.
- CR 2372 Middleton**
A City Council RESOLUTION congratulating the Cylburn and Levindale/Sunset Neighborhood Association on the occasion of their Annual Back to School Bash.
- CR 2373 Clarke, All Members**
A City Council RESOLUTION congratulating Barna Austin on her support and contribution to the Baltimore City Public School's ESY Program.
- CR 2374 Cole**
A City Council RESOLUTION congratulating Demetrius Saunders, Rashon Mack, Morgan Keeton, Jewel Black, Donte Duncan and Bianca Bellamy on their continuous service to St. Paul United Methodist Church, setting an example of excellence and a spirit of service to their peers.
- CR 2375 Cole**
A City Council RESOLUTION congratulating JROTC students, Excel Academy and Francis M. Wood High School on their continuous service to St. Paul United Methodist Church, setting an example of excellence and a spirit of service to their peers.
- CR 2376 Middleton**
A City Council RESOLUTION congratulating Cheri Ciboroski on 22 years of diligent and dedicated service to the City of Baltimore.
- CR 2377 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Cherry Hill C.B. Alumni, Cherry Hill Homes Tenant Council, Arlena Williams, Tommie Bethea, Donald Wise, Shirley Foulkes, Alonzo Lynn, Daryl Hudson, Kevin Blackwell, Darwin Davis, Joe Gray, Wayne Fleming, Michael Robinson, Tyron Johnson, Joshua Deal, Pecolia Taylor and Phyllis Berger on their service to their neighborhood and the greater community – together we are making Baltimore Better, Safer and Stronger.
- CR 2378 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Jemine A. Bryon on 5 years of outstanding commitment and dedication to the Housing Authority of Baltimore City.
- CR 2379 President Rawlings Blake, All Members**
A City Council RESOLUTION on the death of Lorraine Robinson-Hamilton, April 23, 1954 – August 3, 2009.

- CR 2380 Welch**
A City Council RESOLUTION congratulating Christopher Allen Raicich on his graduation from Full Sail University with a Bachelor of Science Degree in Computer Animation.
- CR 2381 Henry**
A City Council RESOLUTION congratulating Wilson Park Christian Community Church on the celebration of its 50th Anniversary.
- CR 2382 Kraft**
A City Council RESOLUTION congratulating Judy Dobbs on her 4 years of dedicated service as President of the Friends of Maryland's Olmsted Parks and Landscapes and being honored as President Emeritus.
- CR 2383 Welch**
A City Council RESOLUTION congratulating Dorothy Elizabeth Gill Lilly on the celebration of her 70th birthday.
- CR 2384 Welch**
A City Council RESOLUTION on the death of Anna D. Johnson.
- CR 2385 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating the Hammett family on the celebration of its 25th Family Reunion – may they continue to prosper and persevere for many years to come.
- CR 2386 Curran**
A City Council RESOLUTION on the death of Thomas Kemp, September 3, 2009.
- CR 2387 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating St. Paul United Methodist Church, Back to School Block Party, on its service to its congregation, neighborhood and the greater community – together we are making Baltimore Better, Safe and Stronger.
- CR 2388 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Delegate Ruth M. Kirk on the occasion of the Annual Fun Festival, her service to her district and the greater community – together we are making Baltimore Better, Safer and Stronger.
- CR 2389 Middleton**
A City Council RESOLUTION congratulating the WBC Community Development on the celebration of Community Day.
- CR 2390 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Barbara Baynes on the celebration of her 70th birthday and the many lives she's touched along the way.
- CR 2391 President Rawlings Blake, All Members**
A City Council RESOLUTION on the death of Joan Marie Hitt, October 21, 1951 – August 9, 2009.