

SECOND DAY

T H I R D C O U N C I L M A N I C Y E A R - S E S S I O N O F 2 0 0 7 - 2 0 1 1

JOURNAL
CITY COUNCIL OF BALTIMORE

January 11, 2010

Rabbi Zev Gopin, of CHABAD House at Johns Hopkins, led the Council in Prayer.

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

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

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

Almighty G-D, We have gathered here today in the chamber of the City Council of the great city of Baltimore, to celebrate and give thanks, for the blessing of freedom, liberty and democracy, in the United States of America, a government elected by the people, for the people, founded upon faith in You as stated on the dollar bill “in G-D We trust”, and E Pluribus Unum, out of many one --In unity we stand.

“We beseech You, O merciful and gracious G-d, please bless, Our Illustrious Baltimore City Council President and Mayor Designee Stephanie Rawlings-Blake and her family; guide, strengthen and encourage, her, and her honorable advisors and counselors, and all the honorable representatives of the citizens of Baltimore in the City Council. Almighty G-D, bless their efforts, wherever they turn in the cause of humanity, reward their noble deeds and send blessing and success to all their endeavors.

80 years ago today, in January 1930, after escaping religious oppression and a death sentence in Soviet Russia, the Sixth Grand Rebbe of Chabad Lubavitch, Rabbi Yosef Yitzchok Schneerson, of Blessed memory, came on a rare and historic visit to Baltimore. He was greeted by Mayor Broening in this building and offered his blessings to the body sitting in this chamber.

Rabbi Yosef Yitzchok Schneerson, and his successor and my mentor, the Seventh leader of Chabad, Rabbi Menachem M. Schneerson, taught, quoting the words of King Solomon:

Bosi Legani: Almighty G-D, you have returned to your garden! The garden of our physical world and humanity. The garden of history, which You have entrusted us with, to work it and to guard it, G-D, please grant us the wisdom to plant in Your garden beautiful plantings and seeds, of acts of goodness and kindness! Help us fulfill the purpose and destiny of our lives, in good health and happy spirit, to perfect Your world, fulfilling the purpose of its creation.

G-D, May we have the wisdom and vision to light a candle to bring light into Your world, to celebrate and to maximize the gift of life, to inspire ourselves, our family and our friends, to hear and to respond to the cry of a child, whether young in age or young in knowledge. May our schools and colleges successfully teach not only information, but also character.

For a little bit of light dispels much darkness, one candle lights another, one good deed brings another, and one leader creates another, and together we will light up the candles of Baltimore. For the candle of G-D is the soul of man! For each human being is precious in your eyes, as birth is your way of saying: I need you, every person is a leader, each person has a soul, each person is born with a unique talent and destiny, to share and inspire a life of happiness and meaning, of pride and responsibility.

The Lubavitcher Rebbe, Rabbi Menachem M. Schneerson, teaches, the call of our time, is to bring redemption to the world, Moshiach is on his way, hastening that day by increasing our acts of goodness and kindness. As Maimonides said, one good deed can tip the global scale for good and bring redemption for all. When we will merit to see, a world of universal peace and harmony, a world with no hatred, no jealousy, no sickness, no hunger and no war, for the world will be filled with the knowledge of G-D like the waters fill the sea. May it be speedily in our days!

G-D bless the United States of America, G-D bless our Council President Stephanie Rawlings-Blake and the City Council, and the citizens of our great city and let us all say

Amen!!!

SHOWCASE BALTIMORE

Wynsdi Custis, Program Director of D3 The Academy, and Yasmine Grier, a D3 D.A.R.L.I.N.G., delivered a presentation.

JOURNAL APPROVED

The Journal of December 10, 2009 was read and approved.

COMMUNICATIONS FROM THE MAYOR

APPROVED BY THE MAYOR

OFFICE OF THE MAYOR

December 17, 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 09-0370 - An Ordinance concerning - Planned Unit Development – Designation – Irvington Knolls - For the purpose of repealing the existing Development Plan for the Irvington Knolls Village Planned Unit Development and approving a new Development Plan for the Irvington Knolls Planned Unit Development.

Sincerely,

Sheila Dixon
Mayor

Journal of the City Council**WITHDRAWAL OF NOMINATION**

December 11, 2009

The Honorable Stephanie Rawlings-Blake
and Members of the City Council

Subject: Withdrawal of Nomination

Dear President Rawlings-Blake and Councilmembers:

This letter serves to formally withdraw the nomination of R. Michael Smith from the Commission on HIV/AIDS for Baltimore City.

Mr. Smith's name will not be resubmitted to serve on this Commission at this time.

Sincerely,

Sheila Dixon
Mayor

COMMUNICATIONS FROM MUNICIPAL AGENCIES

October 20, 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 properties to private ownership, Ordinance 477 was approved December 6, 1973. This 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 properties be published in the City Council Journal as promptly as possible in order that we may pursue their disposition:

Councilmanic District

<u>Address</u>	<u>Block/Lot</u>	<u>District</u>
1. 601-603 McCabe Avenue	5165/087	4

2. 626 McCabe Avenue	5165B/014	4
3. 729 McCabe Avenue	5165/058	4
4. 731 McCabe Avenue	5165/057	4
5. 4727 Alhambra Avenue	5216/013	4
6. 4314 Springdale Avenue	8302/008	5
7. 1946 W. Lexington Street	0162/024	9
8. 2740 Mosher Street	2395/021	9
9. 2334 Edmondson Avenue	2348/018	9

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

Should you have any questions or need any further information, please contact Mr. Segun Edidi, Real Estate Officer at 410-396-4125.

Paul T. Graziano, Commissioner
 Department of Housing and
 Community Development

October 30, 2009

Honorable Stephanie Rawlings-Blake, President
 Baltimore City Council
 c/o Karen Randle, Executive Secretary
 Room 409 City Hall

Dear Madam President:

On December 6, 1973, Ordinance 477 was approved to expedite the return of tax sale properties to private ownership. This 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 be published in the City Council Journal as promptly as possible in order that we may pursue its disposition:

Councilmanic District 6

Address	Block/Lot
18 x 27-4, SW of Pimlico Rd, rear 4314 Pimlico Rd	3307B/034

In accordance with the provisions of Ordinance 477, certification of the publication shall be submitted to the Commissioner of Housing 30 days after such publication. We would greatly appreciate your certification of the above listed property and ask that response be sent to the attention of the Department of Housing, Real Property Disposition.

Should you have any questions or need any further information, please contact Mr. Justin Ginsburg, Real Estate Officer at 410-396-8213.

Paul T. Graziano, Commissioner
Department of Housing and
Community Development

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. 10-0434 - By the Council President (The Administration):

An Ordinance modifying the provisions governing stormwater management to comply with new requirements of State law; requiring the development, review, and approval of phased plans for stormwater management; establishing certain minimum control requirements to manage stormwater by using environmental site design to the maximum extent practicable; requiring certain site design techniques and certain structural and nonstructural practices; requiring certain reports and inspections; providing for certain exemptions, waivers, and variances; imposing certain fees; defining and redefining certain terms; correcting, clarifying, and conforming related language; providing for a special effective date; and generally relating to the protection, maintenance, and enhancement of the public health, safety, and welfare through the management of stormwater.

The bill was read the first time and referred to the City Solicitor, Planning Commission, Department of Public Works, Department of Housing and Community Development, Police Department, Baltimore Development Corporation, Department of Finance, Board of Estimates, Commission on Sustainability, Land Use and Transportation Committee.

Bill No. 10-0435 - By the Council President (The Administration):

An Ordinance approving and authorizing amendments to the 1950 Cooperation Agreement between the Mayor and City Council of Baltimore and the Housing Authority of Baltimore City, to include certain properties in the Barclay/East Baltimore Midway neighborhoods in Baltimore City; and providing for a special effective date.

The bill was read the first time and referred to the City Solicitor, Housing Authority of Baltimore City, Department of Finance, Taxation, Finance and Economic Development Committee.

Bill No. 10-0436 - By Councilmembers Clarke, Middleton, D'Adamo, Branch, Young, Kraft, Holton, Henry, Cole, Welch, Reisinger, Spector:

An Ordinance establishing a BMore Streets for People Program; providing for the administration of the BMore Streets for People Program; defining certain terms; establishing a BMore Streets for People Advisory Board; providing for the composition of the Advisory Board; establishing the duties of the Advisory Board; establishing a special effective date; and generally relating to BMore Streets for People.

The bill was read the first time and referred to the City Solicitor, Planning Commission, Health Department, Department of Transportation, Commission on Sustainability, Mayor's Office of Neighborhoods, Police Commissioner, Department of Finance, Baltimore Office of Promotion and the Arts, Land Use and Transportation Committee.

Bill No. 10-0437 - By Councilmembers Clarke, Branch, Young, Henry, Middleton, Conaway, Spector:

An Ordinance requiring automatic fire sprinkler systems in certain newly constructed or substantially rehabbed townhouses and other dwellings; providing certain exceptions; repealing superceded provisions; and generally relating to sprinkler systems in residences.

The bill was read the first time and referred to the City Solicitor, Department of Public Works, Fire Department, Department of Housing and Community Development, Baltimore Development Corporation, Judiciary and Legislative Investigations Committee.

Bill No. 10-0438 - By Councilmembers Conaway, Branch, Young, Middleton, Curran, Welch, Clarke, Holton:

An Ordinance requiring police vehicles to be equipped with digital video and audio recording devices.

The bill was read the first time and referred to the City Solicitor, Mayor's Office of Criminal Justice, Police Department, Department of Finance, Public Safety and Health Committee.

Bill No. 10-0439 - By Councilmembers Welch, Holton, Spector, Cole (by request):

An Ordinance naming an unnamed alley, located perpendicular to and between South Carrollton Avenue and South Carlton Street, parallel with West Baltimore Street and Hollins Street.

The bill was read the first time and referred to the City Solicitor, Planning Commission, Department of General Services, Commission for Historical and Architectural Preservation, Department of Transportation, Judiciary and Legislative Investigations Committee.

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

Bill No. 10-0183R - By Councilmembers Young, Middleton, D'Adamo, Branch, Holton, Kraft, Henry, Cole, Conaway, Clarke, Welch, Reisinger:

A Resolution requesting the Labor Commissioner to explain the process and rationale for excluding certain personnel from representation under the Municipal Labor Relations Law.

The bill was read the first time and referred to the Labor Commissioner, Judiciary and Legislative Investigations Committee.

Bill No. 10-0184R - By Councilmembers Clarke, Young, D'Adamo, Branch, Holton, Kraft, Conaway, Welch, Henry, Middleton, Cole, Reisinger:

A Resolution calling on City, State, and federal agencies to update the Council about their efforts to alleviate the AIDS pandemic in Baltimore and encouraging greater ongoing collaboration between government at all levels and community partners working to address the HIV/AIDS state of emergency in Baltimore City.

The bill was read the first time and referred to the Health Department, Commission on HIV/AIDS, Public Safety and Health Committee.

Bill No. 10-0185R - By Councilmembers Conaway, Branch, Young, Clarke, Henry, Middleton, Holton, Welch, Reisinger, Curran:

A Resolution requesting the Police Commissioner to report to the City Council on the current policy for the documentation and release of information regarding incidents in which there have been confrontations between police officers and civilians resulting in any physical contact.

The bill was read the first time and referred to the Police Commissioner, Public Safety and Health Committee.

CONSENT CALENDAR

CEREMONIAL RESOLUTIONS No. 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2844, 2845, 2846, 2847, 2848, 2849, 2850, 2851, 2852, 2853, 2854, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2871, 2872, 2873, 2874, 2875, 2876, 2877, 2878, 2879, 2880, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2900, 2901, 2902, 2903, 2904, 2905, 2906,

2907, 2908, 2909, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 2921, 2922, 2923, 2924, 2925, 2926, 2927, 2928, 2929, 2930, 2931, 2932, 2933, 2934, 2935, AND 2936
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.

Out of Chambers - 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. 09-0169R REPORTED FAVORABLY, WITH AN AMENDMENT, AND ADOPTED

Councilmember Henry, for the Community Development Subcommittee, reported Bill No. 09-0169R favorably, with an amendment.

A Resolution requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly to introduce legislation governing the operation of Bottle Clubs and the transfer of Bottle Club Registrations.

Amendment to City Council Bill No. 09-0169R

Amendment No. 1

On page 1, in the line of sponsors, after "Middleton", insert ", Kraft".

The amendment was read and adopted, with Councilmember D'Adamo out of Chambers.

A COUNCIL RESOLUTION CONCERNING

Request for State Legislation - Operation of Bottle Clubs and the Transfer of Bottle Club Registrations

FOR the purpose of requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly to introduce legislation governing the operation of Bottle Clubs and the transfer of Bottle Club Registrations.

Recitals

State law authorizes the Board of Liquor License Commissioners for Baltimore City to issue Bottle Club Registrations governing any establishment that serves, gives, or allows alcoholic beverages to be consumed by patrons from supplies that the patrons previously purchased or reserved.

While many registrants may be upstanding corporate citizens, trying hard to be good neighbors to their surrounding residents, the potential for a clash between community residents and registrants who see their business as nothing more than an opportunity to make money without regard to their disruptive patrons, is real.

Since bottle club registrants are not permitted to sell alcohol, but simply allow patrons to consume alcohol that they have previously purchased or reserved, the need for stricter provisions regulating where these registrations may be placed, who shall be permitted to receive such a registration and the regulation of alcohol consumption in these establishments is vital to protect communities from the ills typical of over consumption of alcohol and negligent management: public urination/defecation; violence; public drunkenness; loud noise; destruction of property, etc.

One of the current threats to communities is that if the Board of Liquor License Commissioners revokes or denies the renewal of a liquor license because a licensee has demonstrated that he or she is incapable of or unwilling to manage the establishment in a manner that is respectful of the community in which it is located, that individual is allowed to register for a bottle club. Bad actors should not be allowed to profit even when they have been found guilty of systematic violations of the liquor laws.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly are requested to introduce the legislation governing the operation of Bottle Clubs and the transfer of Bottle Club Registrations including the following language:

Article 2B. Alcoholic Beverages

Title 20. Places of Public Entertainment

§ 20-102. Baltimore City; bottle clubs

(d)(3)(i) The Board shall meet the same notice and hearing requirements for the application for registration that apply to an application for an alcoholic beverages license.

(ii) Before the Board may approve an application and accept the registration, the applicant shall provide copies of all inspections by the appropriate agencies, a trader's license, a sales and use tax license, and a use and occupancy permit.

(iii) 1. At the hearing, the Board shall determine whether to register the establishment, using the standards listed under § 10-202(a)(2)(ii) of this article.

2. A REGISTRATION MAY NOT BE ISSUED TO ANY PERSON WHO HAS BEEN REFUSED THE ISSUE OR RENEWAL OF ANY CLASS OF LIQUOR LICENSE OR REGISTRATION, NOR TO OR FOR ANY PREMISES FOR WHICH A LICENSE HAS BEEN SO REFUSED.

3. NO BOTTLE CLUB REGISTRATION SHALL BE GRANTED TO ALLOW FOR THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN ANY ESTABLISHMENT LOCATED WITHIN 300 FEET OF THE NEAREST POINT OF THE BUILDINGS OF A CHURCH OR SCHOOL, BUT THE REGISTRATION OF ANY PERSON NOW HOLDING A REGISTRATION FOR ANY BUILDING LOCATED WITHIN SUCH DISTANCE OF THE BUILDING GROUNDS OF A CHURCH OR SCHOOL MAY BE RENEWED OR EXTENDED FOR THE SAME BUILDING.

(iv) 1. A registration of a bottle club under this subsection remains in effect for 1 year AND IS NONTRANSFERABLE.

2. Subject to subparagraph (v) of this paragraph, a registration that is accepted by the Board may be renewed each year in accordance with the same renewal procedures used for liquor licenses.

3. A person that seeks to renew a registration shall pay the renewal fee that the Board establishes.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Governor, the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly, the Executive Director of the Mayor's Office of State Relations, and the Mayor's Legislative Liaison to the City Council.

Favorable report, as amended adopted, with Councilmember D'Adamo out of Chambers.

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

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

Nays - 0.

Out of Chambers - Councilmember D'Adamo - Total 1.

The President declared the Resolution adopted.

**BILL NO. 09-0170R REPORTED FAVORABLY
AND ADOPTED**

Councilmember Henry, for the Community Development Subcommittee, reported Bill No. 09-0170R favorably.

A COUNCIL RESOLUTION CONCERNING

Request for State Legislation - Transfer of Liquor Licenses

FOR the purpose of requesting the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly to introduce legislation governing the transfer of liquor licenses.

Recitals

State law authorizes the Board Liquor License Commissioners for Baltimore City to issue licenses governing the sale and consumption of beer, wine, and liquor and to approve or deny the transfer of these licenses between private parties when the business is offered for sale or otherwise conveyed to new ownership.

While many licensees are upstanding corporate citizens, trying hard to be good neighbors to their surrounding residents, communities across Baltimore City have consistently voiced concerns about those licensees who see their business as nothing more than an opportunity to prey on the vulnerable populations nearby.

As previously referenced in the recitals of Resolution 08-0031R, 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.”

One of the difficulties facing both the communities of Baltimore City, and its Board of Liquor License Commissioners, is that the state law regulating these licenses allows the Board to consider only the character of the applicant when considering a transfer of a license. Since so many of the situations in which a community is unhappy with a licensee involve chronic neighborhood disruptions already in existence, and since this information cannot be considered when deciding whether or not to allow the transfer of a license, many chronically bad businesses remain so over the years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE, That the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly are requested to introduce the legislation governing the transfer of liquor licenses including the following language:

Article 2B. Alcoholic Beverages

Title 10. Licenses

Subtitle 2. Procedure for Issuance

§ 10-202. Issuance of license; Board of License Commissioners

(e)(2)(i) On receipt of an application for a new license, a transfer of a license, a change in the class of the license, a request for live entertainment on the licensed premises, or an extension of the licensed premises, the Board of License Commissioners for Baltimore City shall advertise and post notice of the application or request in accordance with this paragraph.

(iii) The Board shall hold a public hearing on each request for a new OR TRANSFERRED license, a change in the class of license, a request of live entertainment, or an expansion of the licensed premises. IN ALL HEARINGS UPON APPLICATIONS AND REMONSTRANCES UNDER THE PROVISIONS OF THIS ARTICLE, THE GENERAL REPUTATION OF THE APPLICANT OR LICENSEE AND OF THE PLACE OF BUSINESS AND OF THE PEOPLE WHO CONGREGATE THEREIN OR THEREAT SHALL BE ADMISSIBLE IN EVIDENCE.

AND BE IT FURTHER RESOLVED, That a copy of this Resolution be sent to the Mayor, the Governor, the Honorable Chairs and Members of the Baltimore City Senate and House Delegations to the 2010 Maryland General Assembly, the Executive Director of the Mayor's Office of State Relations, 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, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 15.

Nays - 0.

The President declared the Resolution adopted.

**BILL NO. 09-0392 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Cole, for the Taxation, Finance and Economic Development Committee, reported Bill No. 09-0392 favorably.

An Ordinance authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain property known as 1630 Aliceanna Street (Ward 02, Section 05, Block 1810, Lot 019) and no longer needed for public use; and providing for a special effective date.

Favorable report adopted.

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

**BILL NO. 09-0403 REPORTED FAVORABLY
AND ORDERED PRINTED FOR THIRD READING**

Councilmember Cole, for the Taxation, Finance and Economic Development Committee, reported Bill No. 09-0403 favorably.

An Ordinance increasing retirement benefits for members who retire on a 100% line-of-duty disability; providing special rules for the applicability of this benefit increase to members currently retired and receiving a 100% line-of-duty disability; providing for a special effective date; and generally relating to the Fire and Police Employees' Retirement System.

Favorable report adopted.

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

THIRD READING

The President laid before the City Council:

BILL NO. 08-0064 - An Ordinance modifying certain requirements and procedures for the licensing of scrap metal processors; requiring certain records and reports to be kept in electronic form and transmitted electronically; requiring payments to be made in a certain manner; expressly including used motor vehicle parts among refining the list of items to be reported to the Police Commissioner and held by scrap metal processors, second-hand property dealers, and others; providing for the confidentiality of certain records and reports; authorizing certain exemptions from reporting and holding requirements; modifying certain definitions; repealing certain exemptions; providing for the denial, suspension, or revocations of licenses for certain actions; correcting, clarifying, and conforming related provisions; providing for a special

~~effective date;~~ and generally relating to the licensing and regulation of scrap metal processors; ~~second-hand property dealers, and others.~~

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 15.

Nays - 0.

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

The President laid before the City Council:

BILL NO. 09-0338 - A Resolution of the Mayor and City Council repealing a requirement for certain unanticipated surplus funds to be transferred to a capital bond fund appropriation reduction account and used only for certain purposes; and submitting this amendment to the qualified voters of the City for adoption or rejection.

It was read the third time.

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

Yeas - President and Councilmembers Kraft, D'Adamo, Curran, Henry, Spector, Middleton, Conaway, Holton, Welch, Reisinger, Cole, Young, Branch, Clarke - Total 15.

Nays - 0.

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

**BILL 08-0056 ORDERED WITHDRAWN FROM
THE FILES OF THE COUNCIL**

On the motion made, seconded, and approved by the Council

“An Ordinance modifying the rules for mixed refuse collections following a holiday; clarifying and correcting certain language; and generally relating to the collection of garbage and mixed refuse.”

was ordered withdrawn from the files of the Council.

Journal of the City Council**BILL 08-0195 ORDERED WITHDRAWN FROM
THE FILES OF THE COUNCIL**

On the motion made, seconded, and approved by the Council

“An Ordinance extending the time for filing applications for a credit against the tax imposed on newly constructed dwellings; providing a grace period for certain dwellings previously purchased; repealing an obsolete provision; altering the termination date of the credit program; and generally relating to property tax credits for newly constructed dwellings.”

was ordered withdrawn from the files of the Council.

CLEARING OF BILL STATUS REPORT - CITY COUNCIL RULE 10-12

Under City Council Rule 10-12, President Rawlings-Blake announced that the following bills were withdrawn from consideration before the City Council:

*07-0001, 07-0003, 08-0016, 08-0032, 08-0033, 08-0035, 08-0048, 08-0053,
08-0063, 08-0066, 08-0067, 08-0094, 08-0100, 08-0106, 08-0119, 08-0142,
08-0143, 08-0147, 08-0167, 08-0181, 08-0188, 08-0202, 08-0216, 08-0221,
08-0260*

*08-0006R, 08-0012R, 08-0038R, 08-0046R, 08-0058R, 08-0059R, 08-0078R,
08-0080R, 08-0084R, 08-0087R, 09-0096R, 09-0103R, 09-0105R, 09-0107R,
09-0112R, 09-0113R, 09-0114R, 09-0126R, 09-0133R, 09-0134R*

**MOTION TO SUSPEND CITY COUNCIL RULES 10-2 AND 10-3
WITH REGARD TO BILL NO. 10-0439**

Councilmember Kraft made a motion, duly seconded, to suspend Rules 10-2 and 10-3 in order to have an early hearing on Bill No. 10-0439.

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

ADJOURNMENT

On motion of Councilmember Reisinger, duly seconded, the City Council adjourned to meet on Monday, January 25, 2010, at 5:00 p.m.

Consent Calendar

- CR 2833 Young
A City Council RESOLUTION congratulating Julia Matthews on the celebration of her 84th birthday on Thursday, December 10, 2009.
- CR 2834 Young
A City Council RESOLUTION congratulating Cecilia Maria Matthews on her celebration of 50 years of life on Monday, December 14, 2009.
- CR 2835 Young
A City Council RESOLUTION congratulating Gary Coleman on his celebration of 39 years of life on Thursday, December 17, 2009.
- CR 2836 Young
A City Council RESOLUTION congratulating Little Miss Brooklyn Davis on the celebration of her 3rd year of life on Saturday, December 12, 2009 – may she have many more.
- CR 2837 Young
A City Council RESOLUTION congratulating Thomas L. Pierce on his celebration of 68 years of life on Monday, December 7, 2009.
- CR 2838 President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Rodkisha “Miss Kisha” Thompson on her Graduation with Honors from Woodlawn High School and her commitment to continuing on the path toward a lifetime of learning.
- CR 2839 President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Maestro Jerome Edward Brown on the celebration of his 50th birthday and the many lives he’s touched along the way.
- CR 2840 President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Kim McManus on the celebration of her 37th birthday and the many lives she’s touched along the way.
- CR 2841 President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Latasha Watts on the celebration of her 27th birthday and the many lives she’s touched along the way.
- CR 2842 President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Monica Jones on the celebration of her birthday and the many lives she’s touched along the way.
- CR 2843 President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Brandys M. Wilson on the celebration of her 29th birthday and the many lives she’s touched along the way.

- CR 2844** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Eugenia Britt on the celebration of her 84th birthday and the many lives she's touched along the way.
- CR 2845** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Rose T. White on the celebration of her 61st birthday and the many lives she's touched along the way.
- CR 2846** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Martha Johnson on the celebration of her 75th birthday and the many lives she's touched along the way.
- CR 2847** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Mae A. Roberts on the celebration of her 76th birthday and the many lives she's touched along the way.
- CR 2848** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Mamie Mae Williams on the celebration of her 87th birthday and the many lives she's touched along the way.
- CR 2849** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating The Reverend Mildred F. Jefferson on the celebration of her 81st birthday and the many lives she's touched along the way.
- CR 2850** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Doris Martin on the celebration of her birthday and the many lives she's touched along the way.
- CR 2851** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Officer Adrienne Byrd on her selection as Eastern District Officer of the Year and for her continued commitment to public safety in Baltimore.
- CR 2852** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Edward Burwell on the celebration of his 80th birthday and the many lives he's touched along the way.
- CR 2853** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Purnell Martinez on the celebration of his 80th birthday and the many lives he's touched along the way.
- CR 2854** Curran
A City Council RESOLUTION congratulating Judy Sturgill on 30 years of laudatory service to the State of Maryland on the occasion of her retirement.

- CR 2855** President Rawlings Blake, All Members
A City Council RESOLUTION on the death of Dorothy F. M. Johnson, January 8, 1922 – December 8, 2009.
- CR 2856** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating the family of Dorothy F.M. Johnson on her lifetime of service and for her distinctions as a Crossing Guard of the First Class of Crossing Guards appointed March 18, 1954.
- CR 2857** Welch
A City Council RESOLUTION on the death of May Moody.
- CR 2858** Welch
A City Council RESOLUTION congratulating Martha Martin on the occasion and celebration of 100 years of life, love and laughter – may this special day be filled with all the happiness that God can bestow.
- CR 2859** Young
A City Council RESOLUTION congratulating Bishop Michael D. Chapman, Sr. on the celebration of his 10th Pastoral Anniversary of Word Alive Christian Fellowship, spreading the Gospel throughout the City and State.
- CR 2860** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Elvin L. Palmer on his retirement after 14 years of service with the Department of Transportation, Maintenance Division.
- CR 2861** President Rawlings Blake, All Members
A City Council RESOLUTION on the death of Detective Robert W. Peregoy, June 10, 1962 – December 14, 2009.
- CR 2862** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Baltimore Retired Police Benevolent Association on the dedication and extraordinary service of its members to the City of Baltimore on the occasion of its Annual Christmas Party.
- CR 2863** Young
A City Council RESOLUTION congratulating Elder Daphiney Clark-Williams on being Ordained and Installed as the Undershepherd of Pillar of Truth CC Church on Saturday, November 28, 2009.
- CR 2864** President Rawlings Blake, All Members
A City Council RESOLUTION on the death of James David, May 24, 1921 – December 13, 2009.
- CR 2865** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Lois V. Rosedom-Boyd on the celebration of her 80th birthday and the many lives she's touched along the way.

- CR 2866** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Doni Glover on 15 years of service, promoting local business and keeping the public informed.
- CR 2867** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Earl Casey, Marc Cason, Jr., David Kelly, Sharrod Powers, James Ragin, Howard Ragsdale, Raphel Richardson, Terrance Scruggs and Virgil Scruggs on their successful completion of the Catholic Charities Building Maintenance Training Program.
- CR 2868** Kraft
A City Council RESOLUTION congratulating K-9 Officer Ali on his outstanding display of heroism in saving the life of his partner, Officer Ronald K. Carrigan.
- CR 2869** Kraft
A City Council RESOLUTION congratulating Sgt. John Sieracki, Officer Michael Martin, Officer Justin Trojan, Officer David Thompson, Officer Jacob Reed, Officer James Shockley, Officer Andrea Andrades, K-9 Officer Ali and Officer Peter Heron on their outstanding performance and bravery of the Monument Street Initiative SED Gun Squad.
- CR 2870** Branch, All Members
A City Council RESOLUTION congratulating the Environmental Justice Parthnership, Inc. – EJP, Leon Purnell – President and Glenn L. Ross – Vice President on improving health outcomes and quality of life in January 2003 by a formed Board with funding from the National Institute and becoming a non-profit organization.
- CR 2871** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Martha Benton on her service as President of the Resident Advisory Board for the Housing Authority of Baltimore City and for continuing to champion the cause of Baltimore’s public housing residents.
- CR 2872** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Fawnie Jones on the celebration of her 80th birthday and the many lives she’s touched along the way.
- CR 2873** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Officer Barbara Sloan on the celebration of her 23 years of service to the Baltimore City Police Department and her special service to the Western District Community Relations Unit and its community.
- CR 2874** President Rawlings Blake, All Members
A City Council RESOLUTION on the death of Lucille Ray Woodhous, May 6, 1924 – December 14, 2009.

- CR 2875 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Officer Victoria Folk on her selection as Northwestern District Officer of the Year and for her continued commitment to public safety in Baltimore.
- CR 2876 Clarke, All Members**
A City Council RESOLUTION congratulating Herman's Discount, Goodwill Industries and Waverly Ace Hardware on 1st, 2nd and 3rd Place Winners in the Waverly Main Street's 2009 Holiday Window Display Contest.
- CR 2877 Welch**
A City Council RESOLUTION on the death of Vernon Kelly.
- CR 2878 Welch**
A City Council RESOLUTION on the death of The Reverend Isaac Jacob Crawford.
- CR 2879 Middleton**
A City Council RESOLUTION congratulating Dr. Stafford B. Sutton, Jr. on receiving his Doctorate Degree in Church Management from the International College of Bible Theology and Midwest Seminary.
- CR 2880 Clarke, All Members**
A City Council RESOLUTION on the death of Barbara Knox, January 10, 1950 – December 16, 2009.
- CR 2881 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Don C. Owens on his retirement after more than 31 years of service with the Department of Public Works, Bureau of Water and Wastewater, Construction Management Division.
- CR 2882 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Mary Lou Kelly on her retirement after 30 years of service with the Department of Public Works, Bureau of Water and Wastewater, Construction Management Division.
- CR 2883 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating John Decker – Most Safety Conscious Employee of the Year, John Wolf – Safe Driver of the Year, Phillip Washington – Safe Driver of the Year, Thomas Blakeslee – Safe Equipment Manager of the Year, Gregory Paul – Rookie of the Year, James Sier – Distinguished Service, Rodolfo Rios-Glavan – Hard Hat Award, Tracy Randolph – Best Office Support to the Field and Justin Sier – Equipment Maintenance Award, on their remarkable service and safety with Iacoboni Site Specialists, Inc.
- CR 2884 Young**
A City Council RESOLUTION on the death of Lawrence R. Robinson.

- CR 2885** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Ophelia Wormley on the celebration of her 72nd birthday and the many lives she's touched along the way.
- CR 2886** Young
A City Council RESOLUTION congratulating Eric and Nesley Duppins on the outstanding service they show at the Champagne Room to the citizens of Baltimore City and surrounding county.
- CR 2887** Young
A City Council RESOLUTION on the death of Marion Peoples.
- CR 2888** Young
A City Council RESOLUTION on the death of James Buckson.
- CR 2889** Middleton
A City Council RESOLUTION on the death of Carroll R. Armstrong, October 23, 1944 – December 20, 2009
- CR 2890** Middleton
A City Council RESOLUTION congratulating The Children of the Baltimore Junior Academy, Dr. Pamela Young and Staff, Sinai Hospital and Pless Jones on their dedicated efforts in providing Thanksgiving baskets for 141 families in the Park Heights community.
- CR 2891** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Shirley Y. Dunsen-Toney on her retirement after 42 years of service to the Greater Baltimore Area.
- CR 2892** Conaway
A City Council RESOLUTION congratulating Alice Timmons on the celebration of her birthday.
- CR 2893** Holton
A City Council RESOLUTION on the death of Lucia Mae Neal, October 27, 1920 – December 23, 2009.
- CR 2894** Holton
A City Council RESOLUTION on the death of Thomas Eugene Lowery, March 4, 1940 – December 25, 2009.
- CR 2895** Welch
A City Council RESOLUTION on the death of Patricia Richards.
- CR 2896** Cole
A City Council RESOLUTION on the death of James Bolden, July 26, 1928 – December 18, 2009.

- CR 2897 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating Robert L. Anderson on his retirement after 11 years of service with the Bureau of Animal Control, Vicious Dog Bite Hearing Board and Animal Control Advisory Committee (ACAC).
- CR 2898 President Rawlings Blake, All Members**
A City Council RESOLUTION on the death of Patricia Howe Richards, November 15, 1922 – December 25, 2009.
- CR 2899 President Rawlings Blake, All Members**
A City Council RESOLUTION on the death of Gloria A. Gray, March 27, 1930 – December 27, 2009.
- CR 2900 Branch, All Members**
A City Council RESOLUTION congratulating Collington Square Club on the Opening of the club.
- CR 2901 Branch, All Members**
A City Council RESOLUTION congratulating Lisa A. Bynoe on the celebration of her 33rd Anniversary of Life – may she be blessed with many more birthdays.
- CR 2902 Branch, All Members**
A City Council RESOLUTION congratulating James F. McKinnon on the celebration of his 62nd Anniversary of Life – may he be blessed with many more birthdays.
- CR 2903 Branch, All Members**
A City Council RESOLUTION congratulating Loquann E. Harrison on the celebration of his 37th Anniversary of Life – may he be blessed with many more birthdays.
- CR 2904 Branch, All Members**
A City Council RESOLUTION congratulating Salandra Pinckney on the celebration of her 46th Anniversary of Life – may she be blessed with many more birthdays.
- CR 2905 Branch, All Members**
A City Council RESOLUTION congratulating Tiffany M. Davis on the celebration of her 21st Anniversary of Life – may she be blessed with many more birthdays.
- CR 2906 Branch, All Members**
A City Council RESOLUTION congratulating Joseph Boone on the celebration of his 61st Anniversary of Life – may he be blessed with many more birthdays.
- CR 2907 Branch, All Members**
A City Council RESOLUTION congratulating Stella Webber on the celebration of her 54th Anniversary of Life – may she be blessed with many more birthdays.

- CR 2908 Branch, All Members**
A City Council RESOLUTION congratulating Lois Boone on the celebration of her 53rd Anniversary of Life – may she be blessed with many more birthdays.
- CR 2909 Branch, All Members**
A City Council RESOLUTION congratulating James F. Wilson on the celebration of his 37th Anniversary of Life – may he be blessed with many more birthdays.
- CR 2910 Henry**
A City Council RESOLUTION congratulating Andrew C. Strain on ascending to the highest rank in scouting – Eagle Scout.
- CR 2911 President Rawlings Blake, All Members**
A City Council RESOLUTION on the death of Thelma T. Pulley, July 25, 1917 – December 26, 2009.
- CR 2912 Cole**
A City Council RESOLUTION congratulating Jennie Floyd on her unselfish rendering of services to the residents of Mt. Claire Overlook Apartments.
- CR 2913 President Rawlings Blake, All Members**
A City Council RESOLUTION congratulating the University of Maryland Medical Center and the University of Maryland School of Medicine on the Rededication of the Walter P. Carter Center and its mission to provide quality service and care based upon the needs of patients, families and communities.
- CR 2914 Cole**
A City Council RESOLUTION congratulating Kathleen Myers on her birthday and continuous years of service to her community.
- CR 2915 Kraft**
A City Council RESOLUTION on the death of Dorothy Clara Mooney, December 31, 2009.
- CR 2916 Cole**
A City Council RESOLUTION congratulating Carmena Watson on her birthday and continuous years of service to her community.
- CR 2917 Cole**
A City Council RESOLUTION congratulating Barbara McKeiver on her birthday and continuous years of service to her community.
- CR 2918 President Rawlings Blake, All Members**
A City Council RESOLUTION on the death of Inez S. Butler, April 9, 1909 – December 31, 2009.

- CR 2919** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Richard Bold on nearly 30 years of outstanding service to the citizens of Baltimore with the Mayor's Office of Information Technology.
- CR 2920** Middleton
A City Council RESOLUTION congratulating James D. Gross Stingers on his participation in the Baltimore City Department of Recreation and Parks Youth Tackle Program and being recognized as the 2009 City-wide Runner-ups.
- CR 2921** Middleton
A City Council RESOLUTION congratulating Crystal R. Francis on receiving her Masters of Science Degree in Integrated Homeland Security Management from Towson University.
- CR 2922** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating University of Maryland Medical Center Leadership and Staff on being honored as one of the Leapfrog Group's Top Hospitals of 2009 for Patient Safety and Quality of Care, and for their commitment to the health and wellness of the citizens of Baltimore.
- CR 2923** President Rawlings Blake, All Members
A City Council RESOLUTION congratulating Dr. Marvin L. "Doc" Cheatham, Sr. on the celebration of "A Community Salute to Dr. Marvin L. "Doc" Cheatham, Sr." and for his continued service to the community and citizens of Baltimore City.
- CR 2924** Cole
A City Council RESOLUTION congratulating Kay Brazile on being named Foster Parent of the Year by the Institute for Faith-Based Leadership and Philanthropy.
- CR 2925** Cole
A City Council RESOLUTION congratulating DeVere Steltz on the celebration of his 90th birthday.
- CR 2926** Kraft
A City Council RESOLUTION on the death of W. Robert Higgins, December 27, 2009.
- CR 2927** Kraft
A City Council RESOLUTION on the death of Amelia Wilson, December 11, 2009.
- CR 2928** Young
A City Council RESOLUTION on the death of Norman George Johnson, Sr.
- CR 2929** Kraft
A City Council RESOLUTION congratulating Bob Maloney on his leadership in co-sponsoring the EPA Emergency Preparedness and Prevention and Hazmat Spills Conference held in Baltimore in November 2009.

- CR 2930 Young**
A City Council RESOLUTION on the death of William Ruff.
- CR 2931 Middleton**
A City Council RESOLUTION on the death of Peter J. Moralis, August 26, 1929 – January 3, 2010.
- CR 2932 Kraft**
A City Council RESOLUTION on the death of John J. Stamerro, January 3, 2010.
- CR 2933 Kraft**
A City Council RESOLUTION on the death of William V. Hartleb, December 30, 2009.
- CR 2934 Kraft**
A City Council RESOLUTION on the death of Effie Tom Federline, January 4, 2010.
- CR 2935 Young**
A City Council RESOLUTION on the death of Joseph Jackson.
- CR 2936 Spector**
A City Council RESOLUTION congratulating Officer Martin Seltzer, Agent Michael Maglia, Officer Rodney Matthews, Officer Kenneth Jackson and Officer Samuel Bennett in honor of their loyalty and dedication to the Northwest Citizens Patrol and to the community.