

The City Council met in regular session on Tuesday, May 29, 2018 in Council Chambers. A quorum being present, Mayor Victoria Jackson-Stanley called the meeting to order at 6:00 p.m. Those Commissioners in attendance were Commissioners Rideout, Sydnor, Foster, Cannon, and Hanson. Mayor Victoria Jackson-Stanley asked for a moment of silence. Commissioner Hanson led in the Pledge of Allegiance.

5:00 pm Mayor to Convent Council in Regular Session

SUBJECT: Closed Session(s)

Recommendation: That Council consider a motion to go into closed session;

- A. Pursuant to State Government Article, Section 10-508(a) exception 8: to consult with staff regarding pending or threatened/potential litigation because public discussion would adversely impact the City's ability to defend itself or settle claims; and
- B. Pursuant to State Government Article, Section 10-508(a) exception 14: before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents or a bid or proposal, because public discussion would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.
- C. Pursuant to State Government Article, Section 10-508(a) exception 1: to discuss (i) the appointment, employment, assignment, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction: or (ii) any other personnel matter that affects one or more specific individuals, because public discussion would adversely impact one or more individual's right to confidentiality;

SUBJECT: End the Closed Session

Recommendation: That Council consider a motion to end the closed session and return to open regular session at 6:00 pm.

6:00 pm Mayor to Re-Convvene Council in Regular Session

Report on Closed Executive Session on May 21, 2018

Sandra Tripp-Jones reported that all members of Council were present. There is no reportable action to report.

Report on Closed Executive Session on May 29, 2018

Sandra Tripp-Jones reported that all members of Council were present.

- A. No reportable action.
- B. Council approved terms for a management services agreement subject to approval of Bond Counsel for conformance with federal tax rules, Safe Harbor Management Contract Rules; and authorize a sole source management services contract with Oasis Marinas, Inc. for a trial period of 2½ years beginning July 1, 2018 subject to

City Attorney as to form and Bond Counsel testing, amendment, and approval as to compliance with bond covenants within the financial impact parameters of the agreement. It was approved 5:0 by a motion of Commissioner Hanson and seconded by Commissioner Cannon.

- C. No reportable action. A motion by Commissioner Rideout to go back into closed executive session at the end of the regular session was seconded by Commissioner Hanson and approved 4:0.

Agenda

1. Council to approve or amend agenda as presented.

A motion by Commissioner Rideout to approve the agenda as presented was seconded by Commissioner Cannon and approved 5:0.

Public Comment

George Brieg, a resident of Deep Harbour and President of the Deep Harbour Master Association, said they represent about \$470,000 to \$500,000 in taxes each year. They are private property and maintain their own streets and street lights and collect their own trash so they are a low burden for the City. They were on the sidelines watching the City collect taxes from Beazer. Another agreement was that Beazer promised to create a riverwalk running the perimeter of their community. They are already burdened with the maintenance of the bulkhead. They already have a partial riverwalk. The declaration documents say they are responsible for maintaining the riverwalk and allowing full public access. They don't object to the riverwalk—but the timing. Beazer does not pay anything in terms of long-term repair. Once the City builds the riverwalk, the homeowners will have to maintain it. He would like to start a dialog with the City and also know when the work on the riverwalk will begin. The consensus of the Board of Directors is that there is no rush to get it done. He requested a meeting with the City Manager.

Michael Marshall, an FOP Attorney, request a meeting with the Council. Because this is a personnel matter, it cannot be discussed in public. A motion by Commissioner Foster to hold a personnel session within the next two weeks was seconded by Commissioner Sydnor and approved 4:1.

Henry Vandyke, Lil' Bitta Bull BBQ, has a food truck that seems to be rejected from every event. He has some grave concerns with the rules and regulations in Cambridge. He understands there is a proposed ordinance being submitted for approval. His understanding is that they will still not be able to be mobile. It seems to be tailored around all the existing mobile units that they are allowing. Before it goes any further, he is requesting that the City meet with local food truck owners and come up with a proposal that would be more suitable and more fair across the board.

Katie Clendaniel, Downtown Cambridge, gave an update on some of their projects. They anticipate seeing the release of the Downtown Guide on June 7th in time for Eagleman.

Dudley Parr runs the Overflow Café. He hasn't read the whole ordinance on the food trucks but it is unclear to him how much freedom they would have to do an event at Sailwinds or the Farmers Market at Long Wharf. It seems like there are some significant restrictions. Sandra Tripp-Jones said the current City Code allows for food trucks at events with City Council approval. However, there is not a process in place for doing that. It will be incorporated on a revised Special Event Application. When it comes to Governors Hall, the City will amend the contract to allow for food trucks at their events—both inside and outside—under their auspices.

Recognition

2. City's recognition of Gerry Boyle for leading excellent Ironman and Eagleman events that have made Cambridge very popular venues among Ironman participants

Gerry Boyle has organized and led what is now Eagleman 70.3 for 20 years, and he has organized and directed the full Ironman events for three years come this September. He has organized and directed such high-quality Ironman events that in 2017, Cambridge-Dorchester County was named the most desirable venue – worldwide – for Ironman, by Ironman competitors.

It was recently announced that Dorchester and Cambridge will host the prestigious North American 70.3 TriClub Championship, June 9, 2019 in conjunction with IRONMAN Eagleman in 2019. This event is expected to attract an additional 1,000 race participants from more than 250 clubs across the U.S., Canada and Mexico, creating the largest field in Eagleman's 22-year history. The Tri-Club international membership of 175,000 members, in choosing Cambridge, recognized the "flawless, friendly, first race races held here in Cambridge, its leadership in Gerry Boyle and the welcoming community and hardworking volunteers.

Such success never occurs by accident but requires leadership and a love of the sport and the athletes who compete. Gerry demonstrates all this and more. Gerry's dedication to Cambridge and his faith in this community have made his effort special to Ironman and a most esteemed citizen to us.

In recognition of Gerry Boyle, Ironman director extraordinaire, Mayor Victoria Jackson-Stanley presented him with a key to Cambridge and expressed our deep gratitude for what he does.

Gerry Boyle said he was truly humbled. The races are successes because the City and County have been wrapping their arms around them for all these years.

Consent Calendar

3. SUBJECT: Meeting Minutes from Council Meetings on May 14, 2018
Recommendation: That Council approve as submitted.

4. SUBJECT: Request from the Dorchester Chamber of Commerce for permission to hang a banner announcing the Chamber Challenge Boat Docking event across Race Street from June 4th through 16th

Recommendation: That Council approve the request.

5. SUBJECT: Request from Downtown Cambridge to hold Groove City Cultural FEST on Saturday, August 18, 2018 between the hours of 1:00 pm and 7:00 pm; permission to close Pine Street between Elm Street and Washington Street between 12 noon and 8:00 pm; use of City trash barrels; permission to erect tents; outside food sales; and a variance from the noise ordinance

Recommendation: That Council approve the request subject to the following:

- A. Submission of a certificate of property and liability insurance naming the City as additional insured, acceptable to the City prior to event;
- B. Submission of copy of the County Food Permit(s) prior to event
- C. Submission of written evidence that all businesses and residences in the impacted area have been notified of the approved closure and which ones they are.

6. SUBJECT: Request from the Hyatt Regency Resort for permission to display fireworks on Saturday, June 23, 2018 starting at 9:45 pm for approximately 7 to 10 minutes

Recommendation: The Council approve the request provided the requirements in Ordinance No. 1117 are met

7. SUBJECT: Request from the Hyatt Regency Resort for permission to display fireworks on Saturday, August 24, 2018 starting at 9:45 pm for approximately 15 to 20 minutes

Recommendation: The Council approve the request provided the requirements in Ordinance No. 1117 are met

A motion by Commissioner Cannon to approve Consent Calendar Items 3 through 7 was seconded by Commissioner Hanson and approved 5:0.

Ordinances for Introduction and First Reading

8. SUBJECT: Ord. No. 1126 –An Ordinance of the Commissioners of Cambridge, Maryland amending § 4.2.3 and Table 1: Permitted Uses by Zoning District of the City’s Unified Development Code (“UDC”) to allow Mobile Food Establishments as a permitted use with conditions in the General Commercial, Corridor Mixed-Use, and Industrial Zoning districts; amending § 4.4.4 and Table 2: Permitted Uses by zoning subdistrict in the Downtown/Waterfront Development District of the UDC to allow Mobile Food Establishments as a permitted use with conditions in the Core, General, Center, and Civic subdistricts, and amending § 9.2 of the UDC to define terms associated therewith; providing that the title of this ordinance shall be deemed a fair summary and generally relating to mobile food establishments in the City of Cambridge.

Recommendation: That Council

- A. Introduce Ordinance No. 1126 by reading of title only; and

- B. Schedule June 25, 2018 for second reading, public hearing and adoption of Ordinance No. 1126.

City Attorney, Chip MacLeod, read the title of the ordinance. A second reading, public hearing, and adoption will take place on June 25, 2018.

9. SUBJECT: Ord. No. 1127 –An Ordinance of the Commissioners of Cambridge, Maryland amending § 5.1.1, Table 4 – yard and bulk requirements of the City’s Unified Development Code (“UDC”) to reduce rear yard setbacks for small-scale contractor yards from 50 feet to 30 feet and side and rear yard setbacks for warehousing, salvage, manufacturing, industrial, and other lots in the industrial zoning district from 50 feet to 15 feet and 30 feet, respectively, where such boundary lines abut other properties in the Industrial Zoning District; providing that the title of this Ordinance shall be deemed a fair summary and generally relating to yard and bulk requirements in the City of Cambridge.

Recommendation: That Council

- C. Introduce Ordinance No. 1127 by reading of title only; and
- D. Schedule June 25, 2018 for second reading, public hearing and adoption of Ordinance No. 1127.

City Attorney, Chip MacLeod, read the title of the ordinance. A second reading, public hearing, and adoption will take place on June 25, 2018.

Ordinances for Second Reading, Public Hearing, and Adoption

10. SUBJECT: Ord. No. 1119
Item withdrawn and public hearing cancelled.

11. SUBJECT: Ord. No. 1120 - An Ordinance of the Commissioners of Cambridge, Maryland amending the official zoning map of the City of Cambridge by rezoning a parcel of real property located at 501 Bayly Road and identified on tax map 304 as parcel 2803, tax account no. 07-136552, containing 25,427 square feet of land, more or less, from Residential to General Commercial; providing that the title of this ordinance shall be deemed to be a fair summary, and generally relating to the official zoning map of the City of Cambridge, Maryland.

Recommendation: That Council

- A. Give Ordinance No. 1120 a second reading by reading of title only;
- B. Open the public hearing, take public comment and close the public hearing; and
- C. Adopt Ordinance No. 1120.

City Attorney, Chip MacLeod, read the title of the ordinance. A motion by Commissioner Hanson to open the public hearing was seconded by Commissioner Rideout and approved 5:0. Nobody asked to speak.

A motion by Commissioner Rideout to close the public hearing was seconded by Commissioner Cannon and approved 5:0.

A motion by Commissioner Rideout to adopt Ordinance 1120 was seconded by Commissioner Hanson and approved 5:0.

12. SUBJECT: Ord. No. 1121 - An Ordinance of the Commissioners of Cambridge, Maryland amending § 4.2.3.B and Table 1: Permitted Uses by zoning district of the City's Unified Development Code to allow Auctions as a Permitted Use with Conditions in the General Commercial and Industrial zoning districts, amending § 6.3, Table 6A of the UDC to provide parking requirements therefor, and amending § 9.2 of the UDC to define terms associated therewith; providing that the title of this Ordinance shall be deemed a fair summary and generally relating to auctions in the City of Cambridge.

Recommendation: That Council

- A. Give Ordinance No. 1121 a second reading by reading of title only;
- B. Open the public hearing, take public comment and close the public hearing; and
- C. Adopt Ordinance No. 1121.

City Attorney, Chip MacLeod, read the title of the ordinance.

A motion by Commissioner Hanson to open the public hearing was seconded by Commissioner Cannon and approved 5:0.

Michael Dodd, representing Shane and Buddy Foxwell, thanked everyone for taking a common-sense approach to this item and sending it back to the Planning Commission for a better form of the ordinance. He encouraged Council to adopt Ordinance 1121.

Shane Foxwell thanked Council from the bottom of his heart. His auction is his livelihood. A lot of people in the community love it and rely on it.

A motion by Commissioner Rideout to close the public hearing was seconded by Commissioner Hanson and approved 5:0.

A motion by Commissioner Cannon to adopt Ordinance 1121 was seconded by Commissioner Rideout and approved 5:0.

13. SUBJECT: Ord. No. 1122 - An Ordinance of the Commissioners of Cambridge, Maryland amending § 4.2.3 and Table 1: Permitted Uses by zoning district of the City's Unified Development Code to allow beekeeping as a Permitted Use with Conditions in the Residential, Neighborhood Conservation, Resource Conservation, Open Space, and Maritime Resort zoning districts, amending § 4.4.4 and Table 2: Permitted Uses by zoning subdistrict in the Downtown/Waterfront Development District of the UDC to allow beekeeping as a Permitted Use with Conditions in the Neighborhood Subdistrict, and amending § 9.2 of the UDC to define terms associated therewith; providing that the title of this Ordinance shall be deemed a fair summary and generally relating to beekeeping in the City of Cambridge.

Recommendation: That Council

- A. Give Ordinance No. 1122 a second reading by reading of title only;
- B. Open the public hearing, take public comment and close the public hearing; and
- C. Adopt Ordinance No. 1122.

City Attorney, Chip MacLeod, read the title of the ordinance.

A motion by Commissioner Rideout to open the public hearing was seconded by Commissioner Cannon and approved 4:0. Commissioner Hanson was out of the room. Nobody asked to speak.

A motion by Commissioner Cannon to close the public hearing was seconded by Commissioner Rideout and approved 3:2.

A motion by Commissioner Rideout to adopt Ordinance 1122 was seconded by Commissioner Hanson and approved 3:2.

14. SUBJECT: Ord. No. 1123 - An ordinance of the Commissioners of Cambridge, Maryland amending §§ 4.2.3 and 4.4.4 of the City's Unified Development Code to provide that an Accessory Dwelling Unit shall not consist of more than 40 percent of the area of the principal unit, contain more than 1,000 square feet or less than 300 square feet or have more than two bedrooms and amending § 9.2 of the UDC to define terms associated therewith; providing that the title of this ordinance shall be deemed a fair summary and generally relating to Accessory Dwelling Units in the City of Cambridge.

Recommendation: That Council

- A. Give Ordinance No. 1123 a second reading by reading of title only;
- B. Open the public hearing, take public comment and close the public hearing; and
- C. Adopt Ordinance No. 1123.

City Attorney, Chip MacLeod, read the title of the ordinance.

A motion by Commissioner Hanson to open the public hearing was seconded by Commissioner Cannon and approved 5:0. Nobody asked to speak.

A motion by Commissioner Cannon to close the public hearing was seconded by Commissioner Hanson and approved 5:0.

A motion by Commissioner Hanson to adopt Ordinance 1123 was seconded by Commissioner Rideout and approved 5:0.

Budget

15. SUBJECT: Resolution No. 18-004 – A Resolution of the Commissioners of Cambridge, Maryland to Adopt Positions and Salary Controls and Schedules of Salary Grades and Steps for General Employees and Sworn Police Officers of the City of Cambridge for Fiscal Year 2019

Recommendation: That Council adopt Resolution No. 18-004

A motion by Commissioner Hanson to adopt Resolution No. 18-004 was seconded by Commissioner Rideout and approved 4:0. Commissioner Foster abstained.

16. SUBJECT: Resolution No. 18-005 - A Resolution of the Commissioners of Cambridge, Maryland to Amend and Establish the Schedule of Fees Charged by the City of Cambridge
Recommendation: That Council adopt Resolution No. 18-005

A motion by Commissioner Rideout to adopt Resolution No. 18-005 was seconded by Commissioner Cannon and approved 5:0.

17. SUBJECT: Ordinance 1124 - An Ordinance of the Commissioners of Cambridge, Maryland, to Establish the Annual Tax Levy for Real and Personal Property Taxes for the Fiscal Year 2019 Beginning July 1, 2018 and Ending June 30, 2019.
Recommendation: That Council
- A. Give Ordinance No. 1124 a second reading by title only;
 - B. Open the public hearing, take public comment, close the public hearing; and
 - C. Adopt Ordinance No. 1124.

City Attorney, Chip MacLeod, read the title of the ordinance.

A motion by Commissioner Hanson to open the public hearing was seconded by Commissioner Cannon and approved 5:0. Nobody asked to speak.

A motion by Commissioner Rideout to close the public hearing was seconded by Commissioner Cannon and approved 5:0.

A motion by Commissioner Hanson to adopt Ordinance 1124 was seconded by Commissioner Cannon and approved 5:0.

18. SUBJECT: Ordinance 1125 - An Ordinance of the Commissioners of Cambridge, Maryland, to Adopt and Approve the Fiscal Year 2019 Budget Appropriating the Necessary Funds for the Operation of the Government and Administration of the City of Cambridge, Maryland for the Period July 1, 2018 to June 30, 2019.
Recommendation: That Council:
- A. Give Ordinance No. 1125 a second reading by title only;
 - B. Open the public hearing, take public comment, close the public hearing; and
 - C. Adopt Ordinance No. 1125.

City Attorney, Chip MacLeod, read the title of the ordinance.

A motion by Commissioner Hanson to open the public hearing was seconded by Commissioner Cannon and approved 5:0. Nobody asked to speak.

A motion by Commissioner Hanson to close the public hearing was seconded by Commissioner Cannon and approved 5:0.

Commissioner Rideout made a motion to adopt Ordinance 1125 with one amendment. He asked that the third from last paragraph be changed to read "And Be It Further Enacted and Ordained By The Commissioners of Cambridge that the outstanding

encumbrances at the end of the 2018 fiscal year in regard to the City Manager's budget in the Administrative portion of the budget shall be considered revenues for FY 2019 in the City Manager's budget which will include costs for any new City Manager hired effective July 1st or later or after June 30, 2018 shall be considered revenues for FY 2019 at June 30, 2018 and re-appropriated by this Ordinance in FY 2019 for the purposes set forth herein, unless otherwise appropriated by the Commissioners." The motion was seconded by Commissioner Hanson. Commissioner Rideout amended his motion to move the money from the Mayor's FY2018 budget to the City Manager's budget for FY 2019. Commissioner Hanson seconded the amended motion. The motion failed 0:5.

A motion by Commissioner Sydnor to adopt Ordinance 1125 as presented died for lack of a second.

A motion by Commissioner Rideout that Ordinance 1125 be amended to move \$15,000 from the current Mayor's budget if it is not used by June 30, 2018 into the FY 2019 budget that would take care of the new City Manager's moving costs and membership fees was seconded by Commissioner Hanson. The motion was approved 3:2.

A motion by Commissioner Hanson to adopt Ordinance 1125 as amended was seconded by Commissioner Rideout and approved 3:2.

Old Business

19. SUBJECT: Authorization to Submit SRTS Grant Application for Bayly Road Sidewalks

Recommendation: That Council authorize staff to prepare and submit a grant application in the amount of \$350,000 to Maryland Safe Routes to School (SRTS) for the next phase of the Bayly Road sidewalk project.

A motion by Commissioner Cannon that Council authorize staff to prepare and submit a grant application in the amount of \$350,000 to Maryland Safe Routes to School for the next phase of the Bayly Road sidewalk project was seconded by Commissioner Foster and approved 5:0.

New Business

20. SUBJECT: Octavene H. Saunders Empowerment Center Lease

Recommendation: That Council renew the lease for the Octavene H Saunders Empowerment Center for the period July 1, 2018 through June 30, 2023.

A motion by Commissioner Rideout that Council renew the lease for the Octavene H. Saunders Empowerment Center for the period July 1, 2018 through June 30, 2023 was seconded by Commissioner Hanson and approved 5:0.

21. SUBJECT: Modifications to the City of Cambridge Employee Manual.

Recommendation: That Council

- A. Approve modifications to Section 2 Employment "Introductory Period" of the City of Cambridge Employee Manual to establish an introductory period of eighteen (18) months for Cambridge Police Department Recruits.
- B. Approve modifications to Section 4 Employee Benefits "Annual Leave" that would allow probationary employees to utilize accrued annual leave during their introductory period.

A motion by Commissioner Hanson that Council approve modifications to Section 2 Employment "Introductory Period" of the City of Cambridge Employee Manual to establish an introductory period of eighteen (18) months for Cambridge Police Department Recruits and approve modifications to Section 4 Employee Benefits "Annual Leave" that would allow probationary employees to utilize accrued annual leave during their introductory period was seconded by Commissioner Cannon and approved 5:0.

Notices

- Cancellation of May 29, 2018 noticed Public Hearing on Ordinance 1119 to allow drug rehabilitation facilities as a permitted use with conditions in the General and Center Sub-districts. Ordinance 1119 will be reconsidered by Planning and Zoning Commission prior to reintroduction at a future date.
- There will be no regular Council Meeting on June 11, 2018 as City Council will be attending the Maryland Municipal League Annual Conference in Ocean City, MD from June 10 to June 13, 2018

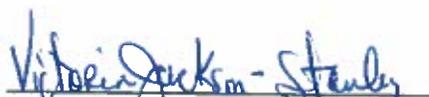
Mayor and Council

Commissioner Sydnor thanked the staff who worked with him on this Finance Committee. As of tonight, he will no longer be on the Finance Committee.

A motion by Commissioner Foster to put a hold or moratorium on any promotions in the Cambridge Police Department until Council holds a Closed Executive Session was seconded by Commissioner Sydnor and passed 3:2.

A motion by Commissioner Sydnor to adjourn the meeting was seconded and approved unanimously.

With no further business, Mayor Victoria Jackson-Stanley adjourned the meeting at 7:35 p.m. I hereby certify that the foregoing is a true and accurate account of the Council meeting Tuesday, May 29, 2018, insofar as I personally am aware.


Victoria Jackson-Stanley, Mayor