

**AGENDA**  
**AMENDED**

**CITY OF WESTMINSTER**  
**Mayor and Common Council Meeting**  
**Monday, January 14, 2019 at 7 pm**  
**Council Chambers of City Hall, 1838 Emerald Hill Lane, Westminster, MD**

**1. CALL TO ORDER**

**2. APPROVAL OF MINUTES**

- A) Mayor and Common Council Meeting of December 10, 2018

**3. PRESENTATIONS**

- A) Quarterly Update – Westminster Fiber Network Project – Ms. Matthews and Val Giovagnoni of Ting Internet

**4. PUBLIC HEARINGS**

- A) Proposed Comprehensive Plan Amendment 18-01, adding a Growth Tier Map to the 2009 Comprehensive Plan, pursuant to the Sustainable Growth and Agricultural Preservation Act of 2012 – Mr. Mackey
- B) Proposed Ordinance No. 901, an Ordinance amending Chapter 164, “Zoning”, of the Westminster City Code, Article VII, “R-7,500 Residential Zone”, § 164-35, “Uses Permitted”, to permit certain pregnancy and newborn care related uses under certain circumstances – Mr. Mackey
- C) Proposed Ordinance No. 903, an Ordinance amending Chapter 164, “Zoning”, of the Westminster City Code, Article VIII B, “D-B Downtown Business Zone”, Section 164-45.9, “Special Exceptions”, to permit firearms sales subject to certain conditions and to add Article XX, “Special Provisions,” Section 164-155.3, “Firearms Sales in the D-B Downtown Business Zone” – Mr. Mackey

**5. CONSENT CALENDAR**

- A) Approval - Departmental Operating Reports – November 2018
- B) Approval - Second unit of two residential units for Good Cause Waiver 16-06 – Mr. Mackey
- C) Approval - Cooperative Bid Contract for Engineering Services related to Plans Review – Mr. Mackey
- D) Approval – Agreement between the Carroll County Sheriff’s Office and the City of Westminster for Participation in the Sheriff’s Office Comparative Compliance Training Academy – Chief Spaulding
- E) Authorization - Easement Agreement with Penguin Random House LLC and Partial Release and Abandonment of Easement – Ms. Matthews
- F) Approval – Agreements with MissionTix for Online and Onsite Ticketing and Admission Services for the Westminster Wine Stroll, Westminster BBQ Stroll, and Westminster Oyster Stroll – Ms. Gruber

- G) Approval - Change Order Nos. 8 and 9 to Contract with Southern Maryland Cable, Inc. for Phases 3 and 4 of the Westminster Fiber Network Project – Mr. Glass
- H) Approval - Amendment to Contract with Evergreen Solutions LLC – Ms. Childs

**6. REPORT FROM THE MAYOR**

**7. REPORTS FROM STANDING COMMITTEES**

- A) Arts Council
- B) Economic & Community Development Committee
- C) Finance Committee
- D) Personnel Committee
- E) Public Safety Committee
- F) Public Works Committee

**8. COUNCIL COMMENTS AND DISCUSSION**

**9. BIDS**

- A) Approval – Purchase of a Replacement Dump Truck for the Utilities Maintenance Department – Mr. Glass
- B) Approval – Purchase of a Replacement Bucket Truck for the Streets Department – Mr. Glass
- C) Approval – Purchase of a Replacement Trash Compactor for the Streets Department – Mr. Glass
- D) Award of Contract – Police Records Room Project – Chief Spaulding

**10. ORDINANCES & RESOLUTIONS**

- A) Adoption of Ordinance No. 901, an ordinance amending Chapter 164, “Zoning”, of the Westminster City Code, Article VII, “R-7,500 Residential Zone”, § 164-35, “Uses Permitted”, to permit certain pregnancy and newborn care related uses under certain circumstances – Mr. Mackey
- B) Adoption of Ordinance No. 902 – An ordinance to amend Ordinance No. 893 to provide additional revenues and expenditures to the Fiscal Year 2019 Adopted Budget – Ms. Matthews
- C) Adoption of Ordinance No. 903, an Ordinance amending Chapter 164, “Zoning”, of the Westminster City Code, Article VIII B, “D-B Downtown Business Zone”, Section 164-45.9, “Special Exceptions”, to permit firearms sales subject to certain conditions and to add Article XX, “Special Provisions,” Section 164-155.3, “Firearms Sales in the D-B Downtown Business Zone” – Mr. Mackey
- D) Introduction of Ordinance No. 904 – An ordinance authorizing the disposition of a portion of the real property known as 7 Schoolhouse Avenue, Westminster, Maryland 21157, located on the south side of

Schoolhouse Avenue to the east of 36<sup>th</sup> Street, and commonly known as the “West End School Property” and comprising .9622 ± acres – Ms. Matthews

- E) Introduction and Adoption of Ordinance No. 905 - An Ordinance Amending Chapter 14, "Elections", of the Westminster City Code, Section 14-1, "Declarations of Candidacy", to clarify the deadline for filing such declarations; to add Section 14-1.1, "Board of Elections", to Create said Board; to Amend Certain Sections of Chapter 14 to Vest Certain Authority in the Board of Elections and to Make Other Clarifications and Minor Procedural Changes – Ms. Visocsky
- F) Introduction of Ordinance No. 906 - An ordinance of the Common Council (the “Common Council”) of the Mayor and Common Council of Westminster (the “City”), pursuant to the authority of sections 9-1601 to 9-1622, inclusive, of the environment article of the annotated code of Maryland, sections 19-301 to 19-309, inclusive, of the local government article of the annotated code of Maryland, and section 13.1 of the charter of the city, to authorize and empower the City to issue and sell, upon its full faith and credit, two general obligation bonds, one in an original principal amount not to exceed \$27,606,475.00 and the other in an original principal amount not to exceed \$1,500,000.00, to be designated as provided herein, the bonds to be issued and sold and the proceeds thereof to be used and applied for the public purpose of financing, reimbursing or refinancing costs of a project generally referred to by the city as the WWTP ENR and Biosolids Upgrade, together with related costs and costs of issuance, as further described herein and all to the extent permitted by the Maryland water quality financing administration (the “administration”); prescribing, approving and adopting the forms and tenor of the bonds, the terms and conditions for the issuance and sale of the bonds by private sale, without public bidding, to the administration, and other details incident thereto, and authorizing the mayor, on behalf of the City, to determine certain details of the bonds, including fixing the final original principal amounts of the bonds and the amortization schedule for one of the bonds; providing that one of the bonds will be subject to forgiveness as provided herein; approving, and authorizing and directing the completion, execution and delivery of, two separate loan agreements with the administration pursuant to which advances will be made under the bonds; authorizing and directing the payment of any fees or costs provided for in the loan agreements that are not payable from bond proceeds; pledging any moneys that the city is entitled to receive from the state of Maryland, including the city’s share of income tax revenues, to secure its obligations under the loan agreements; acknowledging the right of the administration to accelerate payment on each bond upon an event of default under the corresponding loan agreement; authorizing certain officials to take certain actions with respect to the loan agreements and designating certain officials as “authorized officers” for purposes of the loan agreements; providing for the disbursement of advances of the bonds; authorizing the issuance and sale from time to time, upon the city’s full faith and credit, of one or more series of general obligation refunding bonds in order to currently refund or advance refund either of the bonds issued pursuant to the authority of this ordinance and to pay related costs, provided that, the original aggregate principal amount of any such series of refunding bonds shall not exceed one hundred thirty percent (130%) of the aggregate principal amount of the bond or bonds refunded therefrom; authorizing the making of any further determinations deemed necessary or desirable in connection with any such series of the refunding bonds and providing that any series of the refunding bonds shall be sold at a private sale, without soliciting bids, unless determined otherwise by ordinance or resolution, as applicable; providing that amendments or modifications to the bonds and any documents, certificates or instruments entered into in connection therewith may be provided for by ordinance or resolution, as applicable; pledging the full faith and credit and unlimited taxing power of the city to the prompt payment of the principal of and interest on the bonds and the refunding bonds; providing for imposition of ad valorem taxes sufficient for the payment of the principal of and interest on the bonds and any refunding bonds; providing that the principal of and interest on the bonds will be payable in the first instance from revenues of the wastewater system serving the city, including fees for use of or connection to such system, to the extent such revenues are lawfully available for such purpose; providing that the principal of and interest on any refunding bonds may be made payable in the first instance from any source provided for by ordinance or resolution, as applicable; providing that the principal of and interest on the bonds and any refunding bonds also may be paid from any other sources of revenue lawfully available to the city for such purpose; making or providing for the making of certain representations, covenants or designations

relating to the tax-exempt status of interest payable on one of the bonds; providing that the city shall use and apply proceeds of the bonds only as permitted by the loan agreements and certain statutes identified herein; authorizing appropriate officials to take certain actions in connection with the bonds and any refunding bonds; providing that the provisions of this ordinance shall be liberally construed; and otherwise generally relating to the issuance, sale, delivery and payment of and for the bonds and the refunding bonds authorized hereby – Ms. Matthews

- G) Introduction of Ordinance No. 907 - An Ordinance amending Chapter 164, “Zoning”, of the Westminster City Code, Article I, “General Provisions”, § 164-3, “Definitions and word usage”, to amend the definition of “Boarding (Lodging) or Rooming Houses” and the definition of “Dwelling”; amending Chapter 164, Article VI, R-10,000 Residential Zone”, Section 164-30, “Special Exceptions”, Article VIII, “B Business Zone”, Section 164-41, “Uses Permitted,” Article VIII B, “D-B Downtown Business Zone”, Section 164-45.8, “Uses Permitted”, Article IX, “C-B Central Business Zone”, Section 164-47, “Uses Permitted”, and Article XV, “Planned Regional Shopping Center Zone”, Section 164-101, ‘Special Exceptions”, to delete rooming houses as a use permitted by right or by special exception in the respective zones; and amending Chapter 164, Article XVIII “Regulations Application In All Districts” to add Section 164-132.1, “Boarding (Lodging) and Rooming Houses”, to prohibit boarding and rooming houses in all zones from and after January 1, 2026 – Mr. Mackey
  
- H) Adoption of Resolution No. 19-01, amending the City’s participation in a Cigna Prescription Drug Plan for the City’s Medicare Eligible Retirees – Ms. Childs

**11. UNFINISHED BUSINESS**

**12. NEW BUSINESS**

- A) Vote to go into an Executive Session

**13. DEPARTMENTAL REPORTS**

**14. CITIZEN COMMENTS**

**15. ADJOURNMENT**

**16. EXECUTIVE SESSION**