



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilman James L. Furstenberg
Councilwoman Laurie P. Marchini

City Administrator Jeffrey F. Silka
City Solicitor Michael S. Cohen
City Clerk Allison K. Layton

MINUTES

M&CC Regular Meeting
City Hall Council Chambers, 57 N. Liberty Street, Cumberland

DATE: January 17, 2023

I. OPEN SESSION 6:15 P.M.

II. Pledge of Allegiance

III. Roll Call

PRESENT:

Council Member Richard J. "Rock" Cioni
Council Member Eugene T. Frazier
Council Member James L. Furstenberg
Council Member Laurie P. Marchini
President Raymond M. Morriss

Also Present: Jeffery Silka, City Administrator; Alison Layton, City Clerk; Captain Jim Burt, Acting Police Chief; Shannon Adams, Fire Chief

IV. Presentations

1. Acting Police Chief Captain Jim Burt presented several awards to officers of the CPD, and administered the Oath of Office to three new patrol officers:

PFC Cassidy Lease - CPD Medal of Valor for her efforts to save the life of a young child on October 27, 2022

Sgt. Jeremy Robison and PFC Ashlee Stumbaugh - CPD Life Saving Awards for their assistance in saving the life of a young child on October 27, 2022.

Oath of Office - Patrol Officers Trey Harper, Nicholas Stumbaugh and Jacob Garrison

2. Fire Chief Shannon Adams recognized Firefighter Trenton R. Rodriguez and Firefighter/EMT-B Samuel L. Arnone on their successful completion of the Firefighter Recruit Training approved by the Maryland Fire and Rescue Institute

V. Directors' Reports

Motion to approve the reports was made by Council Member Cioni, seconded by Council Member Furstenberg, and was passed on a vote of 5-0

(A) Administrative Services

1. Administrative Services Monthly Report for December 2022

(B) Public Works

1. Maintenance Division Monthly Report for December 2022

(C) Fire

1. Fire Department Monthly Report for December, 2022

(D) Police

1. Police Department Monthly Report for December, 2022

(E) Utilities - Flood, Water, Sewer

1. Utilities Division Water/Sewer/Flood Monthly Report for December, 2022

VI. Approval of Minutes

Motion To approve the minutes was made by Council Member Frazier, seconded by Council Member Marchini, and was passed by a vote of 5-0.

1. Approval of the Regular Session Minutes of September 20, 2022

VII. Public Comments for Agenda Items Only

VIII. New Business

(A) Ordinances

Ordinance 3938 – (*first reading*) providing for the issuance and sale of an aggregate principal amount not to exceed \$4,250,000 of general obligation bonds of the Mayor and City Council of Cumberland.

First Reading: The ordinance was submitted in title only for its first reading. **Motion** to accept the first reading and table until the next meeting was made by council Member Cioni, seconded by Council Member Marchini, and was passed on a vote of 5-0.

(B) Orders (Consent Agenda)

Mr. Silka reviewed each item on the Consent Agenda, and Mayor Morriss called for questions or comments. **Motion** to accept all items on the Consent Agenda was made by

Council Member Frazier and seconded by Council Member Marchini, and was passed on a vote of 5-0.

Order 27,160 - declaring certain City-owned properties to be surplus and authorizing them for public sale--766 Maryland Avenue

Order 27,161 - declaring computer equipment as surplus property and authorizing it to be scrapped or re-cycled

Order 27,162 - declaring Cumberland Police Department Unit #2 (2006 Dodge Durango, Vin# 1D4HB38N06F172715) surplus for sale or scrap

Order 27,163 - awarding Neighborhoods Matter grant funding, supported by the American Rescue Plan Act for Community Development Property Improvement, to three properties in a total not to exceed \$88,303.74—711 Green Street, 425 Walnut Street, 105 Grand Avenue

Order 27,164 - authorizing the execution of an Employment Agreement with Chuck Ternent, Chief of Police for a three-year term

Order 27,165 - authorizing the Acting Chief of Police to accept a FY22 Edward Byrne Memorial Justice Assistance Grant award in the amount of \$13,131 to be used to purchase additional less lethal weapons and equipment to be utilized by the Cumberland Police Department and the Allegany County Sheriff's Office

Order 27,166 - authorizing the execution of Change Order #1 for the Sole Source contract from Belt Paving, Inc., to pave Queen City Drive (Winston Street) and Virginia Avenue, City Project No. 2022-18-PVG, in the lump sum price not to exceed Eighty-Four Thousand Nine Hundred Forty-One Dollars and Fourteen Cents (\$84,941.14)

Order 27,167 - authorizing the extension of Burgmeier's Hauling, Inc.'s current contract by one year to collect and haul outside municipal solid waste and recycling at an amount not to exceed \$1,340,512.68 for the term July 1, 2023 through June 30, 2024

Order 27,168 - authorizing the extension of the Noble Environmental – Mountainview Landfill contract by one year at a rate not to exceed \$39.68 per ton tipping fee for the term July 1, 2023 through June 30, 2024

IX. Letters/Petitions

1. Letter from the City Clerk indicating that the deadline has passed for receiving a petition with regard to the Annexation Resolution No. R2022-07 and that it became effective on January 2, 2023
2. Letter from City Clerk advising Mayor and City Council that Charter Amendment Resolutions 149, 150 and 151 have all passed their referendum period and became effective as of November 9, 2022

X. Public Comments

Frank Asher, Carlene Dowell, Gail DeVore, Alexandra Brawn, and returning speaker Joshua Tebora all discussed the topic of backyard chickens and wanting the City to change the

code to allow citizens to keep chickens on their property. Their reasons ranged from the price of eggs today, to harmful insects chickens will eat, to their assertion of the fun and fulfillment of raising chickens. Mr. Tebora advised that he has a petition for backyard chicken raising support signed by 780 people. He added that there already is a thriving group of backyard chicken raisers within the City limits, doing so outside of City Code restraints.

XI. Adjournment

With no further business at hand, the meeting adjourned at 7:06 P. M.

Minutes approved on March 21, 2023

Raymond M. Morriss, Mayor

ATTEST: Allison K. Layton, City Clerk