



Mayor and City Council of Cumberland

Mayor Raymond M. Morriss
Councilman Seth D. Bernard
Councilman Richard J. "Rock" Cioni
Councilman Eugene T. Frazier
Councilwoman Laurie P. Marchini

City Administrator Jeffrey D. Rhodes
City Solicitor Michael S. Cohen
City Clerk Marjorie A. Woodring

MINUTES

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

DATE: November 05, 2019

I. CLOSED SESSION

1. 5:15 p.m. - Convene in open session for the purpose of closing the meeting for an executive session pursuant to Section 3-305(b)(1) of the General Provisions Article of the Annotated Code of Maryland to discuss board, commission, and committee appointments

Motion to move into Closed Session was made by Councilman Frazier, seconded by Councilman Cioni, and was passed on a vote of 4-0.

2. Executive session

II. OPEN SESSION

1. 6:15 p.m. - Reconvene into Open Session

Mayor Morriss reconvened the meeting in Open Session at 6:15 p.m.

III. Pledge of Allegiance

IV. Roll Call

PRESENT

Mayor Raymond M. Morriss
Councilman Richard Cioni
Councilman Eugene Frazier
Councilwoman Laurie Marchini
Councilman Seth Bernard was absent

ALSO PRESENT: Jeffrey Rhodes, City Administrator; Michael Cohen, City Solicitor; Marjorie Woodring, City Clerk; Captain Chuck Ternent, Interim Chief of Police; Donald Dunn, Fire Chief

V. Statement of Closed Meeting

1. Summary Statement of executive session held November 5, 2019

Mayor Morriss announced that a Closed Meeting had been held on November 5, 2019 at 5:15 p.m. and read into the record a summary of that session, which is attached hereto and made a part of these minutes as required under Section 3-306 (c) (2) of the General Provisions Article of the Annotated Code of Maryland.

VI. Director's Reports

(A) Utilities - Treatment Plants

Utilities Division - Treatment Plants monthly report for September, 2019

(B) Utilities - Flood, Water, Sewer

Central Services monthly report for September, 2019

Motion to approve the reports was made by Councilman Frazier, seconded by Councilwoman Marchini, and was passed on a vote of 4-0.

VII. Approval of Minutes

1. Approval of the Closed Session Minutes of August 13, 2019, the Regular and Work Session Minutes of August 20, and the Regular Session Minutes of September 3, 2019

Motion to approve the minutes was made by Councilwoman Marchini, seconded by Councilman Frazier, and was passed on a vote of 4-0.

VIII. New Business

(A) Ordinances

1. Ordinance 3861 (*1st reading*) - to enact Article V of Chapter 15 of the Code to set forth protocols and procedures relative to parades and special events

Mr. Cohen reviewed the proposed Ordinance which would cover parades, races, processions, etc., and special events which would cover gatherings of 50 or more people, events with food, beverages and temporary structures on City property, and sets forth a uniform set of requirements. Excluded are events organized by the DDC, as they have their own set of rules and regulations.

FIRST READING: The Ordinance was presented in title only for its First Reading. Motion to approve the reading and table until next meeting was made by Councilwoman Marchini, seconded by Councilman Cioni, and was passed on a vote of 4-0.

2. Ordinance 3862 (*1st reading*) – authorizing the terms for conveyance of 301-303,305, and 307-309 Arch Street to the Cumberland Housing Alliance, Inc. and authorizing execution of a deed to effect the transfer

Mr. Rhodes reviewed the proposed Ordinance that will include properties to complete the group of properties that had previously been authorized for conveyance to the CHA.

FIRST READING: The Ordinance was presented in title only for its First Reading. Motion to approve the reading and table until next meeting was made by Councilman Frazier, seconded by Councilman Cioni, and was passed on a vote of 4-0.

IX. (B) Orders (Consent Agenda)

Mr. Rhodes reviewed each item on the Consent Agenda, and Mayor Morriss called for questions or comments. Motion to approve all Consent Agenda items was made by Councilwoman Marchini, seconded by Councilman Cioni, and was passed on a vote of 4-0.

Order 26,551 authorizing the Chief of Police to enter into an MOU with the Allegany County Health Dept. to conduct mini "take-back" events and medication pick-ups within the community between 10/15/19 and 6/1/2020, with \$3000 in grant money appropriated from the Health Dept. for this initiative

Order 26,552 authorizing the Chief of Police to accept a FY20 Maryland Center for School Safety SRO/Adequate Coverage Grant in the amount of \$49,000 for additional School Resource Officers and to supplement the existing SRO Program by providing more coverage among the City's elementary, middle and high schools

Order 26,553 accepting the sole source proposal from Keystone Ford, Chambersburg, PA for a new 2019 Ford F-550 Regular Cab Dump Truck with Plow and Spreader for an amount not to exceed \$85,230

Mr. Rhodes advised that the low bidder was not able to provide the equipment, so they went with Keystone which was the second lowest bidder, due to the winter season coming up soon, and added they will provide the Co-Star price to the City, even though we are not a member.

Order 26,554 authorizing the sole source purchase of a new Exmark Lazer 37HP Yanmar Diesel, 96" Rear Discharge Mower from Western Maryland Outdoor Power, Inc. for an amount not to exceed \$28,099

Mr. Rhodes advised that this is being purchased through Source Well, a cooperative that the City is a member of, and added that the trade-in amount of \$5,500 for an older mower will be applied to this purchase

Order 26,555 abating the taxes and utilities owed on City-owned property at 609 Maryland Avenue

Order 26,556 authorizing execution of a Construction Agreement with CSX Transportation, Inc. outlining terms for the removal and replacement of the Cumberland Street Bridge

Mr. Cohen explained that this agreement covers solely the construction of the Cumberland St. Bridge, from permitting all the way through to completion of construction.

Order 26,557 authorizing execution of a Deed Surrendering Possibility of Reverter / Right of Entry acknowledging that the Cumberland Housing Alliance, Inc. (CHA) has satisfied the development requirements of the Quitclaim Deed transferring City-owned property and improvements at 32-34 Virginia Avenue to the CHA (Land Records Book 2375, Page 140) and, therefore, surrendering unto CHA all of the rights, title and interest held by the City to the property

Mr. Rhodes advised that the CHA has satisfied the requirement provided for in the deed, and this turns a clear title over to them per the terms of the reverter clause.

Order 26,558 accepting the bid from Queen City Business Systems to supply six (6) new copiers, including support, maintenance, overage charges, supplies and other specifications stated in the Multi-function Copier Proposal bid package, in the amount not to exceed \$31,400

Order 26,559 authorizing execution of a First Amendment to the AFSCME Local #553 Collective Bargaining Agreement in effect for the period March 1, 2016, through February 28, 2021

Order 26,560 declaring a 2005 Toro Groundsmaster 580D mower to be surplus equipment and authorizing it for sale or trade-in

X. Public Comments

Kenneth Wilmot, 513 Fort Avenue, discussed having street cameras for surveillance and mentioned an incident in Milwaukee that benefitted from the video evidence. He also mentioned he had been approached by a panhandler at Chick-fil-A.

Mayor Morriss advised that the City was looking at the possibility of more cameras on Baltimore St. and the downtown area.

Mr. Rhodes recognized interim Police Chief Captain Chuck Ternent, and M&CC expressed appreciation for his taking on that role.

All public comments are limited to 5 minutes per person

XI. Adjournment

With no further business at hand, the meeting adjourned at 6:47 p.m.

Minutes approved on January 21, 2020

Raymond M. Morriss, Mayor

ATTEST: Marjorie A. Woodring, City Clerk