



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 Scott Cohen
City Clerk Allison K. Layton

AGENDA

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

DATE: August 15, 2023

OPEN SESSION – 6:15 PM

Pledge of Allegiance

Roll Call

Statement of Closed Meeting

1. Summary Statement of the Closed Meetings held August 8 and August 15, 2023

Presentations

1. Presentation of the 2023 Let's Beautify Cumberland Blue Ribbon Award Winners
2. Recognition of Firefighter/EMT-B Nicholas D. Green, Firefighter EMT-B Jamison C. Bender and Firefighter EMT-B Tyler M. Thomas on their successful completion of Firefighter Recruit Training approved by the Maryland Fire and Rescue Institute
3. Presentation of the 2022 Annual Report of the Planning and Zoning Commission to allow for comment and evaluation by the Mayor and Council
4. Recognition of Lt. Korey Rounds for his recent graduation from the Northwestern University Center for Public Safety School of Police Staff and Command, an intensive leadership and management education program that helps prepare experienced law enforcement professionals for success in senior command positions

Director's Reports

(A) Utilities - Flood, Water, Sewer

1. Administrative Services Monthly Report for July 2023

(B) Engineering

1. Engineering Division Monthly Report for July 2023

(C) Public Works

1. Maintenance Division Monthly Report for July 2023

(D) Fire

1. Fire Department Monthly Report for July 2023

(E) Police

1. Police Department Monthly Report for July 2023

Approval of Minutes

1. Approval of the Work and Regular Session Minutes of July 18, 2023, and the Closed and Work Session Minutes of August 8, 2023

Public Comments – FOR AGENDA ITEMS ONLY

All public comments are limited to 5 minutes per person

New Business

(A) Resolutions

1. R2023-03 - (*1 reading only*) - granting the Western Maryland Scenic Railroad Corporation, Inc. a property tax credit for the 2023-2024 tax year, as provided for by Section 9-302(b)(4) of the Tax Property Article of the Annotated Code of Maryland

(B) Ordinances

1. Ordinance 3964 (*1st, 2nd and 3rd readings*) - authorizing the amendment of Ordinance No. 3961 transferring 332 N. Mechanic and 400 N. Mechanic Street to the Allegany County Historical Society for the purchase price of \$156,000 by adding 402 N. Mechanic Street to the parcels being sold
2. Ordinance 3965 (*1st reading*) - amending the City of Cumberland Zoning Ordinance (Chapter 25 of the Code) for the purpose of adopting regulations pertaining to short-term rentals in the City of Cumberland

(C) Orders (Consent Agenda)

1. Order 27,285 - authorizing Triton Construction, Inc. to begin work on the Baltimore Street Access Project (City Project 12-16-M) with no noise limitations beginning at 6:00 a.m., Monday through Friday and beginning at 6:00 a.m. on Saturdays and Sundays with prior approval from the City Engineer
2. Order 27,286 - authorizing Change Order No. 1 of an additional \$10,000 added to the Sole Source contract with AquaLaw for legal assistance with extending the City's 1998 Consent Order issued by the MDE to address CSOs, with the additional cost being split evenly between Frostburg, Cumberland, Allegany County, and LaVale, and is based on an Engineer's estimate to complete the first phase of negotiations with MDE
3. Order 27,287 - authorizing the execution of Change Order No. 1 to Operation and Maintenance of the Heat Drying Facilities for Sludge Processing to inform and update the

yearly cost of the 15-year contract to its current pricing for FY24 of \$1,005,000, increasing the original order by \$622,900

4. Order 27,288 - authorizing the installation of sprinkler taps and fiber conduit lines by Triton Construction to certain Baltimore Street properties who have opted into this service during the Baltimore Street Access project (City Project 12-16-M), utilizing a Community Legacy grant of \$150,000, in the not-to-exceed amount of \$48,855
5. Order 27,289 - rescinding Order No. 26,948, originally approved on February 1, 2022 and appointing Kevin Thacker, the City's Code Compliance Manager as the Zoning Administrator
6. Order 27,290 - authorizing the City Administrator to begin the planning and design of the Cumberland Skate Park and authorizing the allocation of \$325,000 for this Capital Projects Fund project, funded by the General Fund.
7. Order 27,291 - authorizing new parking rates for City lots and garages, effective ninety (90) days after passage of this Order
8. Order 27,292 - authorizing the City Administrator to enter into a three year contractual agreement with ParkMobile for On-Demand parking transactions
9. Order 27,293 - eliminating the two (2) courtesy warnings for various parking violations and allowing Parking Enforcement Officers to issue citations to vehicles in violation
10. Order 27,294 - accepting the Allegany County Commissioners fuel contract of Inventory Gasoline and Diesel Fuel from Stuck Enterprises, Inc. (dba Bedford Valley Petroleum & Propane) for an amount not-to-exceed \$345,000, piggy-backing off the County Commissioners' contract, in accordance with City Code Section 2-171(c)
11. Order 27,295 - authorizing the execution of a Donation Agreement with Cassandra King for real property at 220 N. Lee Street, Tax ID #06-022790, for the sum of \$1
12. Order 27,296 - amending the CDBG-CV 2020 Annual Action Plan to move unused CARES ACT funds to the Constitution Park Playground Project for removal of outdated playground equipment and installation of new safe equipment to Grove 1 playground, to create a safe outdoor space for children to enjoy in preparation for any future possible pandemics, in response to the need for outdoor spaces identified during the Covid-19 pandemic
13. Order 27,297 - rescinding Order 27254 approved on June 20, 2023, due to a misstated purchase amount, and accepting the contract renewal with Link Computer Corporation for the renewal of the MuniLink Utility Billing System for a one-year term retroactive to June 1, 2023 in the amount not-to-exceed \$44,829.12

14. Order 27,298 - authorizing the Sole Source purchase of the City's annual amount of water meters and smartpoints from L/B Water Service in the amount not-to-exceed \$350,000 for the entire fiscal year
15. Order 27,299 - authorizing the Chief of Police to accept the FY24 Police Recruitment and Retention Grant in the amount of \$20,000 awarded by the Governor's Office for Crime Control and Prevention (GOCCP) which recognizes the state-wide shortage of police candidates and has offered funds to help local agencies recruit and retain police officers
16. Order 27,300 - authorizing the Chief of Police to accept the FY24 Maryland Center for School Safety (MCSS) School Resource Officer (SRO) grant in the amount of \$49,980, funding adequate police coverage in and around our city's schools, and for overtime support
17. Order 27,301 - accepting a FY23 Passages of the Western Potomac Heritage Area (PWPHA) Mini Grant in the amount of \$5,000 for the Cumberland Winter Festival and Market
18. Order 27,302 - accepting the proposal from Amazon Web Services for FY24 cloud-based computing services in the not-to-exceed amount of \$36,000
19. Order 27,303 - authorizing the Sole Source purchase from Axon Enterprise, Inc. in the amount of \$43,935.83 for the purchase of 52 yellow X7 Tasers, per year through 2027, to include the costs of all cartridges, batteries, holsters, evidence storage and downloading device
20. Order 27,304 - authorizing the Chief of Police to accept the FY24 State Aid for Police Protection Fund grant in the amount of \$728,575, to be used exclusively to provide adequate police protection in the qualifying municipality of Cumberland, Maryland
21. Order 27,305 - authorizing the execution of Change Order No. 1 to "Baltimore Street Access Project" (12-16-M) for additional manhole structures not specified in the original contract in the amount of \$98,775, bringing the new contract amount not to exceed \$14,737,275
22. Order 27,306 - authorizing execution of a Certificate of Satisfaction acknowledging that the Second Deed of Trust dated January 11, 2018, granted by Howard M. Bohn and Mary Kathleen Bohn to Michael Scott Cohen, Trustee for the benefit of the Mayor and City Council of Cumberland (Allegany County Land Records Book 2355, page 152), has been fully paid and the lien is hereby released

Public Comments

All public comments are limited to 5 minutes per person

Adjournment