



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

AGENDA

Regular Meeting

City Hall Council Chambers, 57 N. Liberty St., Cumberland

DATE: November 19, 2019

CLOSED SESSION

1. 5:45 p.m. - Convene in Open Session for the purpose of closing the meeting for an Executive Session pursuant to Section 3-305 (b) (7) of the General Provisions Article of the Annotated Code of Maryland to receive legal advice regarding obtaining an easement and the retention of outside counsel for a particular matter.
2. Executive Session

OPEN SESSION

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

Pledge of Allegiance

Roll Call

Statement of Closed Meeting

1. Summary Statement of the Closed Meeting held November 19, 2019

Director's Reports

(A) Administrative Services

Administrative Services monthly report for September, 2019

(B) Engineering

Engineering Division monthly report for October, 2019

(C) Public Works

Maintenance Division monthly report for October, 2019

(D) Fire

Fire Department monthly report for October, 2019

(E) Police

Police Department monthly report for October, 2019

(F) Utilities - Treatment Plants

Utilities Division - Treatment Plants monthly report for October, 2019

(G) Utilities - Flood, Water, Sewer

Utilities Division-Flood/Water/Sewer monthly report for October, 2019

Approval of Minutes

1. Approval of the Work and Regular Session Minutes of September 17, 2019, and the Regular Session Minutes of October 1, 2019

Unfinished Business

(A) Ordinances

Ordinance 3861 (*2nd & 3rd Readings*) - to enact Article V of Chapter 15 of the Code to set forth protocols and procedures relative to parades and special events

Ordinance 3862 (*2nd & 3rd Readings*) – 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

New Business

(A) Orders (Consent Agenda)

Order 26,561 - accepting the "Alternate Bid I" of Excavating Associates for City Project "Bellevue Street Sidewalk Upgrades" (27-19-M) in the estimated total cost of \$81,250

Order 26,562 - accepting the sole source proposal of Shaffer Construction to perform paving work, with a cost share between the City and Columbia Gas, on Bedford Street from Shlundh to Lowell Streets, and various streets on the West Side including Allegany, Fayette, and Cumberland Streets in the estimated unit price of \$98,000

Order 26,563 - authorizing the execution of Change Order 1 to the current contract with Safe Slide Restoration, Project 33-19-RE "Constitution Park Pool Slide Restoration" in the increased amount of \$11,200 for repairing 17 seams in the slide to provide a safer and smoother surface, bringing the new contract total to \$36,600

Order 26,564 - authorizing the execution of Change Order No. 1 to the current contract with Service Pro for the City Project "2019 Residential Grass Mowing" (10-19-M) in the

increased amount of \$975.00 to add City properties 101 N. Cedar St. and 400 N. Mechanic St. and allow mowing through the end of FY20

Order No. 26,565 - authorizing execution of Change Order No. 1 to the current contract with Hoyman Painting for City Project 21-18-WWTP "Repaint Primary Clarifiers" in the increased amount of \$25,305.26, bringing the new contract total to \$142,033.26, for emergency concrete repairs to cracks found during painting

Order 26,566 - approving program amendments to the Community Development Block Grant Program (CDBG) effective November 20, 2019

Order 26,567 - declaring 6 copiers and 40 Smartphones to be surplus equipment and authorizing them for sale or trade-in

Order 26,568 - authorizing execution of a Settlement Agreement and Roadway Easement Agreement with Michael E. Taccino regarding a City easement running through his property on Knobley Mountain, West Virginia, and addressing matters involving a suit filed by Taccino in District Court seeking damages for the City's alleged unauthorized use of the easement; and authorizing payment of \$5,000 for a one-year easement period and the option to extend the easement for unlimited duration for the sum of \$7,800

Order 26,569 – authorizing execution of Amendment No. 1 to Use of Public Ways Agreement with Level 3 Communications, LLC to extend the term of the original Use Agreement dated November 9, 1999 granting Level 3 the non-exclusive right to lay telecommunications cables and associated facilities under and over the City roads, for an additional 60-day period to allow for negotiations for a new agreement

Order 26,570 - appointing Dan Bowser and Rhiannon Morgret to the Downtown Development Commission for the term of 7/31/19 - 7/31/22; and Cindi Bolyard to the Human Relations Commission for a term of 11/15/19 - 11/15/22

Public Comments

All public comments are limited to 5 minutes per person

Adjournment