



# 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

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## MINUTES

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

DATE: November 15, 2022

**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 Joseph P. George  
Council Member Laurie P. Marchini  
President Raymond M. Morriss

**Also Present:** Jeffery Silka, City Administrator; Ken Tressler, Director of Administrative Services; Alison Layton, City Clerk;

**IV. Statement of Closed Meeting**

1. The Mayor announced that a closed meeting had been held on November 15, 2022 at 4:30 P.M. and read into the record a summary of that meeting 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.

**V. Proclamations**

1. Proclamation declaring November 26, 2022 to be Small Business Saturday in the City of Cumberland, Maryland

Mayor Morris read the Proclamation for Small Business Saturday and presented it to Melinda Kelleher, Executive Director of the Downtown Development Corporation

## **VI. Directors Reports**

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

### **(A) Administrative Services**

1. Administrative Services reports for July, August, and September 2022

### **(B) Fire**

1. Fire Department Monthly Report for October, 2022

### **(C) Police**

1. Police Department Monthly Report for October, 2022

### **(D) Utilities - Flood, Water, Sewer**

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

## **VII. Public Hearings**

**1.** Public Hearing - to receive comment on the proposed Zoning Map Amendment (ZMA 22-02) recommended by the Municipal Planning and Zoning Commission to rezone the property at the southeast corner of Seton Drive and Pinecrest Drive from the current R-S (Suburban Residential) to B-L (Local Business) Applicant Andrea Emerick filed a petition on August 31, 2022 to rezone property at Seton Dr. & Pinecrest Dr. to B-L .Property adjacent owned by UPMC Western Maryland and currently zoned B-L Applicant plans to construct an office building to house the counseling facilities to be operated by applicant/contract purchaser. Planning Commission held a public hearing and voted to recommend the change on September 26, 2022. Notice of Public Hearing posted on Affected Property and advertised in Cumberland Times News on October 19 & 26, 2022.

**Hearing Convened: 6:25 P.M.**

*No public comments*

**Hearing Adjourned: 6:26 P.M.**

## **VII. Unfinished Business**

### **(A) Resolutions**

1. **Resolution R2022-07 ANNEX** (2nd and 3rd readings) - to annex land located along the east side of Messick Road and the north side of Starlight Drive and Limestone Road in Allegany County, MD, Election District No. 16, consisting of 37.69 acres +/- and owned by the Cumberland Economic Development Corporation

**SECOND READING:** The resolution was submitted in title only for its second reading. **Motion** to accept the second reading and move to the third, after comment, was made by

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

Mayor Morriss opened the floor for questions and comments. Being none, the resolution moved to its third reading.

**THIRD READING:** The resolution was submitted in title only for its third reading and was passed on vote of 5-0.

## **VIII. New Business**

### **(A) Ordinances**

1. **Ordinance No. 3935** (*1st reading*) - authorizing the amendment of Sections 16-1 through 16-6 of the Code of the City of Cumberland for the purpose of updating pay grades

**FIRST READING:** The ordinance was submitted in title only for its first reading.

**Motion** to accept the first reading and table until next meeting was made by Council Member Marchini, seconded by Council Member Frazier, and was passed on a vote of 5-0.

### **(B) Orders (Consent Agenda)**

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

**Order 27,128** - authorizing the execution of an Assignment and Assumption of Parking Lease transferring right, title and interest from EII Cumberland Associates, LLC to State Frederick, LLC

2. **Order 27,129** - accepting the proposal of Atlantic Emergency Solutions to provide one (1) 2023 Pierce Saber Fire Engine, that includes equipment and mounting of equipment for a total delivered price not to exceed \$716,838

3. **Order 27,130** - accepting the proposal of Atlantic Emergency Solutions to provide one (1) 2023 Pierce Rescue Truck that includes equipment and mounting of equipment for a total delivered price not to exceed \$728,817

4. **Order 27,131** - authorizing the purchase of upgraded Cisco WebEx Cloud Calling from SHI to replace the on-premise CISCO phone system and Segra phone service in the amount not to exceed \$35,658.68

5. **Order 27,132** - accepting the proposal from Wycliffe Technologies to replace old cameras in City Hall and the Public Safety Building in the amount not to exceed \$79,056

6. **Order 27,133** - declaring computer equipment as surplus to allow for electronics recycling

**7. Order 27,134** - declaring certain City-owned properties to be surplus and authorizing them for public sale

**8. Order 27,135** - adopting a revised set of Rules and Regulations for the Government of the Mayor and City Council in place of the prior version adopted by Order 26,320 and amended by Ordinance No. 3735

**IX. Public Comments**

*No public comments*

All public comments are limited to 5 minutes per person

Mayor Morriss thanked Fire Chief Adams, for doing a great job finding the rescue truck and fire engine. He stated that they will be receiving one vehicle in February, and one in May.

Council Member Marchini thanked everyone for participating in Leadership Allegany Rising Day, saying that everyone was a huge help. She added that twenty-three kids were able to come to City Hall and experience local government.

**X. Adjournment**

With no further business at hand, the meeting adjourned at 6:38 P. M.

Minutes approved on March 21, 2023

Raymond M. Morriss, Mayor

ATTEST: Allison K. Layton, City Clerk