



# 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

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## AGENDA

M&CC Regular Public Meeting  
Via Video Conference

DATE: August 18, 2020

This public meeting will be held remotely as a videoconference.

To view the meeting live, go to the City's website at [www.ci.cumberland.md.us](http://www.ci.cumberland.md.us) and access the public meetings link under the Government tab or go to Facebook and access the page Cumberland City Hall Livestream.

To provide public comment during this video conference, citizens must go to the following webpage on Zoom Meeting and sign into the meeting

<https://us02web.zoom.us/j/84356527765?pwd=ZnAyT3N3R0pOcTRKUfZOb21FZFdsUT09>

Use Meeting ID (843 5652 7765) Password (908175)

To join by phone dial: (+1 301 715 8592); Meeting ID (843 5652 7765) Password (908175)

Citizens wishing to speak will be placed in a waiting room and will be called upon at the appropriate time.

Written public comment may also be made by emailing the City Clerk at [margie.woording@cumberlandmd.gov](mailto:margie.woording@cumberlandmd.gov). All electronic comments must be submitted by 2 PM on August 18, 2020. Comments received will be acknowledged during the public comment portions of the meeting.

### OPEN SESSION - 6:15 PM

#### I. Roll Call

#### II. Proclamations

- A. Proclamation in honor of the 100th Anniversary of the 19th Amendment to the United States Constitution, guaranteeing all American women the right to vote

#### III. Director's Reports

##### (A) Engineering

[Engineering](#) Division Monthly Report for July, 2020

**(B) Public Works**

[Maintenance](#) Division Monthly Report for July 2020

**(C) Fire**

[Fire](#) Department Monthly Report for July, 2020

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

[Utilities](#) Division (Water / Sewer / Flood) Monthly Report for July, 2020

**IV. Public Hearings**

- [A.](#) Public Hearing - to receive public comment regarding the City's proposed use of \$476,457 in Community Development Block Grant (CDBG) CARES Act Funds in response to the needs of residents affected by the Coronavirus pandemic. Individual wishing to speak during this hearing may should use the information provided at the beginning of this Agenda to sign into the Zoom meeting scheduled for this public meeting. Written comments may also be submitted prior to 2:00 p.m. on August 18th by contacting the City Clerk at 301-759-6447 or [margie.woodring@cumberlandmd.gov](mailto:margie.woodring@cumberlandmd.gov).

**V. New Business**

**(A) Ordinances**

[Ordinance](#) (*1st reading*) - authorizing the terms for the conveyance of 27 Ridgeway Terrace to Greis Kaarvaliksen for the amount of \$1,500 and authorizing execution of a deed to effect the conveyance

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

[Order](#) 26,691 - declaring a 1950 Mack Fire Engine (VIN No. 85LS1481) to be surplus equipment and authorizing it for sale

[Order](#) 26,692 - authorizing Residential Exemptions from the 2020-2021 Special Taxing District Levy for 101 S. Centre Street and 237 N. Centre Street

[Order](#) 26,693 - approving an Amendment to the 2020 Community Development Block Grant (CDBG) Annual Plan to allocate \$476,457 in CDBG CARES Act Funds in response to the needs of residents affected by the Coronavirus pandemic

[Order](#) 26,694 - authorizing acceptance of the deed for 130 Polk Street from its current owners upon the City's receipt of a release of the lien of the deed of trust encumbering the property (Allegany County Land Records Book 1246,Page 84), authorizing the City Solicitor to record the deed, and abating the real estate taxes due upon the property contingent upon recordation of the deed

[Order](#) 26,695 - authorizing execution of a Donation Agreement with First Works Capital Solutions, LLC for their donation of 417 Broadway (Tax Acct. 22-002929) to the City, authorizing the City to accept the deed of transfer, authorizing an extension of the closing

date if necessary, and authorizing the City Administrator and City Solicitor to execute documents to effect the transfer

[Order](#) 26,696 - reauthorizing City-owned property at 17/19 N. Waverly Terrace as surplus property and authorizing it for sale through public bidding

[Order](#) 26,697 - rescinding Order No. 26,595 that declared property at 400 N. Mechanic Street and surplus with the intent to transfer to the Cumberland Economic Development Commission (CEDC) as the CEDC no longer has use for the property

[Order](#) 26,697 - accepting the sole source proposal from Carl Belt, Inc. to make repairs to the Green Street Storm Conduit (Project No. 24-20-FPM) in the estimated unit cost of \$40,150

**VI. Public Comments**

All public comments are limited to 5 minutes per person

**VII. Adjournment**

**File Attachments for Item:**

Engineering Division Monthly Report for July, 2020

## City of Cumberland, Maryland

### Engineering Division - Monthly Report

Capital Projects						July 31, 2020	
Order	Project No.	Project Name	Description	Phase	Comments	Updated By	Date of Update
2008	05-08-S	Evitts Creek CSO Upgrades Phase III (gravity sewer under railroad)	Replacement of CSO line connecting Evitts Creek Pump Station effluent with gravity line that parallels the Canal Towpath. Said gravity line is being replaced under project 17-03-S(1).	Design	<b>UPDATE</b> - MDE has provided approval to use WRA for final engineering services. Design work will begin in the coming weeks.	RLS	8/12/2020
2010	01-10-WWTP	CSO Storage Facility At WWTP	CSO storage and handling facility in accordance with LTCP	Construction	<b>UPDATE</b> The contractor has achieved substantial completion and is now working on final completion activities	RLS	8/12/2020
2013	1-13-FPM	Flood Control System Concrete Repairs	Repairs to various points of FCS system per USACOE inspection	Design	<b>UPDATE</b> - Received MDE grant for \$188,000 (75%) on April 9. Received MDE joint permit for waterway construction on June 9. Developing procurement package with help from D Grimm. Procurement package due for MDE by 12/1/20.	MDI	8/7/2020
2014	04-14-WWTP	Sludge Screening Study/Design	Study to select the best alternative to keep rags out of the recently cleaned and modified digester because the modifications will make it impossible to revive rags in the future.	Design	<b>NO CHANGE</b> Need/Benefit of the project is being reevaluated, and for now the project is on hold. Design is complete and the project will remain on this report for the time being.	RLS	4/2/2018
2014	13-14-M	Mechanic Street Access Road Improvement Project	Repaving and ADA ramp improvements to the section Mechanic Street from I-68 to Bedford Street. Includes improvements to the block of Bedford Street from N. Centre to N. Mechanic Street and Baltimore Street to the Bridge.	Construction	<b>NOCHANGE</b> - Project is complete. As-built drawings have been received. SHA has issued a letter of acceptance for the material closeout, waiting for contractor to repair thermoplastic. Have requested the SHA sketchbook Auditor to make final review.	JRD	8/5/2020
2014	19-14-M	Greene Street Complete Street Plan	Planning Study for Greene Street	Planning	<b>NO CHANGE</b> - The Design Report from Alta Planning + Design was submitted and presented to the Mayor and City Council. The plan to start work on Construction Funding Applications has been delayed because of the Baltimore Street Project, which would have been competing for the same funds. This project still needs to be done and should be a priority in the future.	RLS	6/1/2017
2015	9-15-M	Potomac River Walk	The Study Phase of this project is being done through the Cumberland MPO and consists of a Walk / Trail for pedestrians and bikes along the Potomac River between Wills Creek and the YMCA	Study	<b>NO CHANGE</b> -This project has been turned over to Canal Place. Engineering Services for Design were received. Recommendation from the committee was to award to CEC.	RLS	8/9/2019
2015	18-15-S	CSO Water Quality Analysis	Base line data collection for analysis of future CSO needs after CSO Storage is on line.	Planning	<b>UPDATE</b> Project continues. COVID-19 pandemic has created an issue for regular sampling. The lab we use is the Health Dept, and they are down to a trickle and taking COVID-19 samples. We are working with them as to when to resume sampling. We may double up in the summer months to catch-up.	RJK	4/29/2020
2015	19-15-M	WWTP & Collection System Asset Management Plan	Development of an Asset Management Plan	Planning	<b>NO CHANGE</b> Asset Management Program/Capital Improvement implementation. Working on Survey 123 and Collector with Sewer & Water Staff. Work is ongoing.	RJK	8/4/2020

## City of Cumberland, Maryland

### Engineering Division - Monthly Report

Capital Projects						July 31, 2020	
Order	Project No.	Project Name	Description	Phase	Comments	Updated By	Date of Update
2015	23-15-M	Flood Insurance Rate Map (FIRM) Modernization and Implementation	Update FIRMs and the Floodplain Ordinance, and conduct an outreach to the community to apprise landowners of the impact of those changes.	Planning	<b>NO CHANGE</b> - The Letter of Final Determination date is now October, 2018, with a projected effective date of April, 2019.	PJD	1/3/2019
2016	12-16-M	Baltimore Street Access Improvement - Final Design	The purpose of the New Baltimore Street Town Center project is to reopen and improve Baltimore Street, which is currently configured as a pedestrian mall, to vehicular traffic while maintaining elements of the mall.	Design	<b>UPDATED</b> - EADS continues working on the design, and are coordinating with Cochrane Studios, City of Cumberland and CEDC. The 90% review documents were submitted to SHA.	JRD	8/5/2020
2016	17-16-M	Stage Renovations at Liberty Street Stage	Replace wood stage with Concrete	Design	<b>NO CHANGE</b> - This project would be unnecessary if the Baltimore Street Access project is executed. The project will remain on this list until the Baltimore Street project moves to construction.	RLS	5/15/2019
2016	18-16-BR	John J. McMullen, Bridge No. A-C-01 Repairs	Bridge Repair	Planning	<b>NO CHANGE</b> - This project is expected to move forward in FY21 with State Aid Funds.	RLS	1/28/2020
2016	19-16-S	78" Parallel Pipeline from Mill Race to CSO	78" Pipeline to CSO tank in accordance with Consent Decree	Design	<b>NO CHANGE</b> - Design work continues, as City staff works on property acquisition. The USACE and NPS have authorized permits for additional field work to continue.	RLS	5/31/2020
2017	2-17-FPM	Flood Control Encroachment removal Project	The City as the Local Sponsor of the Flood Control Project is expected to maintain the easements along the Flood Control Project, however the area along Wills Creek and other areas were never given any comments until the Corps of Engineers standards changed. Completion of this project is necessary to allow the City to get a Satisfactory rating on its annual Flood Control Inspections.	Planning	<b>NO CHANGE</b> - This project has been delayed because of other work, but must be done. A tree removal project has been bid out and a contractor selected to do the work of removing trees in the encroachment area.	RLS	7/11/2018
2017	3-17-M	Route 51 Bridge 12" Waterline Replacement	Replace water line on bridge as part of SHA Bridge Deck Project	Construction	<b>NO CHANGE</b> - The contract for the bridge replacement has been awarded but the water line is not expected to be replaced until FY21 due to construction phasing.	RLS	5/15/2019
2017	18-17-M	Maryland Avenue Development	This is not an Engineering Project, but included here to cover future department work with the development.	Design	<b>NO CHANGE</b> - The department is supporting Cumberland Gateway LLC with historical records and will review stormwater design in the future.	RLS	5/15/2019
2017	29-17-UTIL	VOID See 19-15-M	VOID				
2017	30-17-WWTP	40 CFR 441 Compliance - Dental Dischargers	Collection of 1-time compliance reports from dental offices that remove amalgam.	Planning	<b>UPDATE</b> Twenty five (25) dental offices have returned their 1-time compliance report to date. Dental offices have until July 2020 to comply with this new Federal regulation. Four dental offices have yet to report. Due date to comply was July 14, 2020.	RJK	8/4/2020
2017	31-17-W	Decatur Street 24" Crosstown Water Main Replacement	Prior to designing the water main replacement a more detailed Water Model analysis of the City's system will be done to make sure the issues are being properly addressed. Design will follow.	Design	<b>UPDATE</b> The project drawings have been submitted to MDE for review. An additional grant application through EDA has been submitted.	RLS	5/31/2020

## City of Cumberland, Maryland

### Engineering Division - Monthly Report

Capital Projects						July 31, 2020	
Order	Project No.	Project Name	Description	Phase	Comments	Updated By	Date of Update
2018	08-18-BR	Cumberland Street Bridge Replacement	This project will replace the bridge structure.	Design	<b>NO CHANGE</b> - EBA continues to work on the preliminary engineering on this project, with on site activities ramping up. Work will continue throughout FY20/21	RLS	10/9/2019
2018	09-18-BR	Baltimore Street Bridge Replacement	This project will replace the bridge structure.	Design	<b>NO CHANGE</b> - Project has been approved to begin Final Engineering. Expecting the project to be bid in March 2021.	RLS	4/29/2020
2018	19-18-M	ADA Improvements at 218 Washington Street	Construct an ADA compliant parking space in the 200 block of Washington Street, and reset the brick sidewalk adjacent to parking area.	Construction Bidding	<b>UPDATE</b> - The project was approved by M&CC on July 7th. A preconstruction meeting was held on site on July 29th with Harbel. Notice to Proceed was issued and work is anticipated to begin on or before August 17th.	JAT	8/5/2020
2018	22-18-M	Solid Waste and Recycling Collection	Contract documents for the FY20 garbage and recycling collection bid process	Planning	<b>UPDATE</b> New schedule in effect! Burgmeier's is working on sending out the annual recycling info flyer to all City residents in August.	RJK	8/4/2020
2018	23-18-WWTP	FY 2019 MDE Energy Grant Optimization of the Aeration System at the WRF	Application through MDE for energy grants for WWTP or WFPs	Construction	<b>UPDATE</b> Project is complete. As-builts were developed by GD&F on 8/6/20. Still need to send all pay apps to WQFA for final reimbursement.	MDI	8/7/2020
2018	25-18-BR	SHA Project: Replacement of MD 51 Bridge Deck	Replace the water line under the industrial blvd bridge under a MDOT bridge rehabilitation project	Construction	Refer to project 3-17-W	RLS	10/11/2018
2018	26-18-M	Ridgeley Levee System Certification					
2018	29-18-W	Smouses Mill Pumping Station Upgrades	Replace existing pumps and VFD's, install a back-up generator, remove hydro-pneumatic tanks	Construction	<b>NO CHANGE</b> - All upgrades are complete and system is operational. Final invoice submitted/approved on 6/23. Sub-contractors are still working on flow meter communication issue (does not have affect on functionality of pumping station).	MDI	6/25/2020
2018	30-18-SWM	WMHS Crisis Resource Center	Project involving SWM review Replaces an existing building with a new facility.	Design	<b>NO CHANGE</b> - Pre-construction meeting was held on 9/23. Belt has demoed existing structure and will be working on this project for next 6 months. City only assisting with SWM.	MDI	11/4/2019
2018	31-18-WFP	Pine Ridge Water & PUC Rate Issues	Project involves determining a path forward regarding the supplying of PA residents with water	N/A	<b>NO CHANGE</b> - City staff continues to work through issues with PA regulators about water issues	RLS	1/28/2020
2018	32-18-FPM	Rehabilitation Assistance for Flood Damages to Flood Risk Management Projects	Request USACE to make repairs or provide funding to address flood control issues	Planning	<b>NO CHANGE</b> - The USACE has denied financial support due to the flood control being in an unacceptable condition. The City is looking to enter the SWIF program to receive aid to get financial support for construction.	RLS	10/12/2018
2018	33-18-RE	Constitution Park Marble Courts	Installation of marble courts, adjoining pavilion, and upgrades to nearby comfort station in Constitution Park	Construction	<b>UPDATE</b> - The majority of the concrete work is complete - Dotson's is working on the last of the concrete sidewalk by the Grove 4 bathroom and the roadside gutter repairs. The retaining wall, bathroom interior, and concrete slab at the marble courts are all substantially complete. We are hopeful that the work will be complete within 1-2 weeks. The contractor has experienced a number of delays due to material shortages and weather related delays.	JAT	8/5/2020
2018	37-18-SWM	Columbia Gas Line - Walnut Street					
2018	43-18-BR	Fayette Street Bridge Replacement	This project will replace the bridge structure.	Planning	<b>NO CHANGE</b> - The bridge has been opened for one lane of traffic. The bridge will be replaced in the future.	RLS	2/26/2020
2018	44-18-BR	Washington Street Bridge Replacement	This project will replace the bridge structure.	Planning	<b>NO CHANGE</b> - Studies have been returned and subject to CSX negotiations.	RLS	8/5/2019

## City of Cumberland, Maryland

### Engineering Division - Monthly Report

Capital Projects						July 31, 2020	
Order	Project No.	Project Name	Description	Phase	Comments	Updated By	Date of Update
2019	5-19-M	Virginia Ave Lot Demolition	Remove two structures and retaining walls at 6, 8 and 10 Virginia Ave.	Construction Bidding	<b>NO CHANGE</b> - The grading plan has been approved by ASCD and the project has been turned over to Code Enforcement for demolition	RLS	8/5/2019
2019	7-19-WFP	Filter Building Pilot Study	Perform a study to evaluate the potential to replace current filter building with a new membrane/GAC building in the future. The City is required to perform a pilot study to validate the technology we are proposing to use.	Study	<b>UPDATE</b> - The permit to perform the study has been approved by PADEP. The pilot study equipment will be installed in August.	RLS	8/12/2020
2019	8-19-WFP	New Inlet Screens for Gate House		Construction	<b>UPDATE</b> - Maverick Construction is in procurement phase of project. They have submitted approx. half of material submittals for review. Scheduled to mobilize on 10/1/2020	MDI	8/7/2020
2019	10-19-M	Residential Grass Mowing	Contract for mowing the residential properties within the City Limits which include blighted properties and recent demos.	Construction	<b>NO CHANGE</b> - Contract underway	KAR	1/28/2020
2019	11-19-M	Non Residential Grass Mowing	Contract for mowing the Commercial and Public Owned Properties within the City Limits. To include water tanks, City Hall, Public Safety and several others.	Construction	<b>NO CHANGE</b> -Contract Underway	KAR	1/28/2020
2019	13-19-M	Center City Parking Garage Improvements	Various improvements to the Center City Parking Garage including ADA improvements, wayfinding and signage upgrades, and painting	Construction	<b>NO CHANGE</b> -Kiosks and Gate system are installed and functioning. New system will not be put into service until new cameras are installed. Artwork has been installed.	JAT	3/19/2020
2019	14-19-M	WWTP RMP Compliance Services	RMP Compliance for OSHA 29 CFR 1910	Planning	<b>UPDATE</b> RMP program updated to comply with OSHA 29 CFR 1910 for chlorine and sulfur dioxide storage on site. Annual RMP review to take place August 12, 2020	RJK	8/4/2020
2019	24-19-M	Fall Tree Removal Project	Project to remove various hazardous street trees throughout the City.	Construction	<b>NO CHANGE</b> - This project was awarded to Kiddy Contracting and is underway.	KAR	1/28/2020
2019	26-19-FPM	Repointing Viaduct, Ridgeley and Mill Race Pump Stations	Project to repair mortar joints in the Flood Control Pump Stations	Construction Bidding	<b>UPDATE</b> - Construction is nearly complete except for work at the Ridgeley Pump Station. Work is expected to be completed in September	RLS	8/12/2020
2019	27-19-M	Bellevue Street Sidewalk Upgrades	Removal and installation of new concrete sidewalks from Baltimore Ave to Fulton St. This will include the installation of ADA Accessible ramps.	Construction	<b>COMPLETE</b> - Project (including replacement of retaining wall paid via change order) was completed and paid for in August 2020.	MDI	8/7/2020
2019	32-19-M	Brownfields Application 2019	Information Regarding Brownfields and potential projects within the city.	Study	<b>UPDATE</b> -Staff attended Brownfields Boot-Camp held by MDP 9/24	MEA	9/30/2019
2019	36-19-WWTP	Blower Building Switchgear Replacement	This project replaced the existing Blower Building Switchgear to reduce the 4160V down to 480V to improve the safety of the building and to adequately protect our equipment.	Design	<b>UPDATE</b> - Engineering services contract awarded to Century Engineering on 6/16/20. Century has completed the 35% progress drawings as of 7/31/2020 and City is in the review phase of these drawings.	MDI	8/7/2020
2019	38-19-BR	Koon Dam Sidewalk Repairs Phase 3	Third phase of repairs, following 28-18-BR and 17-18-BR. Elevated sidewalk slabs need to be replaced.	Construction	<b>COMPLETE</b> - This project was completed in July.	MDI	8/7/2020



## City of Cumberland, Maryland

### Engineering Division - Monthly Report

Capital Projects						July 31, 2020	
Order	Project No.	Project Name	Description	Phase	Comments	Updated By	Date of Update
2020	2-20-M	Frederick St Parking Garage Repairs	Repairing a spalled section of slab on grade in Frederick St parking garage, as well as looking into sealing all concrete driving surfaces	Planning	<b>NO CHANGE</b> - Researching proper repair systems for spalled concrete in parking garages. Working with Street Dept. to determine if city forces can make repairs.	MDI	1/24/2020
2020	5-20-M	Installation of Traffic Pole Intersection of Mechanic & Harrison Street	Repair traffic pole that was hit by tractor trailer on 12/31/19.	Construction	<b>NO CHANGE</b> - The traffic pole foundation has been replaced, awaiting the pole to be delivered. The traffic pole is a custom order so the pole will not ship until July/August.	RLS	4/29/2020
2020	6-20-S	Sanitary Sewer Lining Assessment	Performing a cost assessment on relining (CIPP) all sanitary sewer lines within city.	Planning	<b>NO CHANGE</b> - Based on list of "high risk" lines provided by sewer dept, have developed a preliminary cost estimate. Awaiting updated list from most recent cleaning and cameraing prior to moving forward with project.	MDI	3/30/2020
2020	9-20-M	Constitution Park Fill Disposal	Assessing potential clean fill dump sites for Public Works	Planning	<b>NO CHANGE</b> - Preliminary grading plan has been developed for site behind Long Field. Awaiting contact from Verizon rep to review the grading plan and determine if fill can be placed against their utility poles in this area.	MDI	4/29/2020
2020	10-20-M	2020 ECWC Watershed Timber Sale	This project will hold a timber sale at the EC watershed as part of our watershed management plan	Planning	<b>UPDATE</b> - The contract was awarded to Cessna Brothers and work will begin in a few months.	RLS	8/12/2020
2020	11-20-WFP	Koon Dam Repairs	Concrete repairs to the dam structure (spillway and downstream face) per the annual dam inspection recommendations.	Planning	<b>NO CHANGE</b> - Project is budgeted for FY21. Currently developing bid specs and repair "map."	MDI	8/7/2020
2020	12-20-RE	Long Field Upgrades - Phase 1	Improvements to Long Field Concession and Restroom area. Upgrades include electrical improvements.	Planning	<b>NO CHANGE</b> - Received POS funding for upgrades to Long Field on 5/20. Received quote for electrical upgrades for S&S Electric on 6/9. Developed a list of other needed improvements with help from Dapper Dan rep. Awaiting SourceWell quote (Belt) for these upgrades.	MDI	8/7/2020
2020	13-20-WWTP	CSO Nine Minimum Controls Annual Review	A requirement of our LTCP and NPDES Report to look at these controls annually		<b>UPDATE</b> - The next NMC report due spring 2021.	RJK	8/4/2020
2020	14-20-M	Carver Building Repairs	Project to repair damage to the Carver Building				
2020	15-20-P	South Street Pavement Repairs	Paving the length of South Street while also making ADA and sidewalk improvements	Design	<b>UPDATE</b> - Marty Watts gave us a schematic for the proposed water line installation, which we will include in the plans. The drawings and utility mapping are in progress.	JAT	8/5/2020
2020	16-20-M	Queen City Drive ADA Improvements	Project will include upgrading sidewalk for ADA compliance along Queen City Drive at corners of Bedford and Frederick Streets, below McMullen Bridge.	Design	<b>UPDATE</b> - Part of CDBG 5-year plan. Developing a set of bid specifications to put on reserve if funding opens up due to delays with other CDBG projects. Nearing completion of spec and plan development.	MDI	8/7/2020
2020	17-20-WWTP	CSO Long-Term Control Plan Projects/Schedule Review	Correspondences with MDE regarding the LTCP Projects and the Consent Decree end date: October 1, 2023.	N/A	<b>UPDATE</b> - Letter mailed to MDE as notification that the current CSO projects may be completed after the Oct 1, 2023 date. A meeting dates under consideration.	RJK	6/2/2020

**City of Cumberland, Maryland**  
**Engineering Division - Monthly Report**

Capital Projects						July 31, 2020	
Order	Project No.	Project Name	Description	Phase	Comments	Updated By	Date of Update
2020	18-20-WWTP	Potomac Farms Dairy Prohibited Discharge Violation	The discharge is a violation of the City of Cumberland Code Article III, Sewers and Sewage Disposal, Division 4 General Discharge Regulations, section 24-171 Prohibited discharges generally (a)(8) and (b)(4)(b)(c) and section 24-172 Excessive BOD, suspended solids.	Inspection	<b>UPDATE</b> - Enforcement letter and \$200 fine issued. No further action, except for a follow-up to confirm the valve/overflow alarm installation.	RJK	8/4/2020

## City of Cumberland, Maryland

### Engineering Division - Monthly Report

Program Projects Update							July 31,2020
Order	Department	Program/Project Name	Description	Phase	Comments	Updated By	Date of Update
	PUBLIC WORKS	Curbside Recycling	Curbside recycling program started in the City of Cumberland July 1, 2014	Ongoing	<b>UPDATE</b> Outreach to residents in regards to the program. Recycling articles being forwarded to Times News for monthly info to the public. Facebook page being utilized for FAQs.	RJK	4-Aug-20
	PUBLIC WORKS	Solid Waste Management Board	County Board for planning and discussion of County-wide recycling and solid waste issues	Ongoing	<b>NO CHANGE</b> Discussions occurring in regards to Mountainview Landfill and future landfill space, transfer station and contracts/permits. Waste Management and Advanced Disposal in the process of merger. This merger will effect disposal options in Allegany County. <b>Meetings occuring as scheduled, by ZOOM.</b>	RJK	4-Aug-20
	WWTP	Cumberland Pretreatment Program	City Ordinance No. 3251 regulates industrial and significant dischargers to Cumberland's sewer and POTW. There are 4 Significant Industrial Users (SIUs) permitted under this Ordinance. Program may also regulate non-significant users that pose a threat or cause problems to the system or POTW.	Regulatory	<b>UPDATE</b> Scheduling 2020 sampling and inspections.  Inspections and meetings are on hold through about June (or when the COVID-19 restrictions are relaxed). Inspections scheduled through out remainder of the year.  Dental Amalgam rule certifications - 25 certifications recieved prior to July 2020.	RJK	4-Aug-20
	WWTP	POTW NPDES Permit	Requirements for compliance	Annual/As Needed	<b>UPDATE</b> - Renewal application mailed June 1, 2018. Permit expires April 2020. MDE conference call took place on July 7, 2020. Draft permit received July 27th. Currently under reiew.	RJK	4-Aug-20
	WWTP/CSO	CSO Consent Decree Compliance Reporting	Reporting/Inspections	Semi-Annual/As Needed	<b>UPDATE</b> 2020 Semi-annual report submitted by July 10. Currently the Consent Decree expires April 2023.	RJK	4-Aug-20
	Watershed	Evitts Creek Steering Committee	Cross-jurisdictional committee working on source water protection efforts.		<b>UPDATE</b> July 16, 2020 meeting was held via Google Meet.	RJK	4-Aug-20
	STC	Shade Tree Commission	Care of trees along city rights of way and in parks.	NA			

**City of Cumberland, Maryland**  
**Engineering Division - Monthly Report**

Program Projects Update						July 31,2020	
Order	Department	Program/Project Name	Description	Phase	Comments	Updated By	Date of Update
	Evitts Creek Water Company	Forest Stewardship Plan (aka Resource Management Plan)	Management of the forested property around Lakes Gordon and Koon	NA			

Complete  
Construction  
Construction Bidding  
Construction Closeout  
Design  
Inspection  
N/A  
Planning  
RFP  
Study

**File Attachments for Item:**

Maintenance Division Monthly Report for July 2020

**MAINTENANCE DIVISION REPORT**  
**July 2020**

**Street Maintenance Report**

**Parks & Recreation Maintenance Report**

**Fleet Maintenance Report**

**PUBLIC WORKS/MAINTENANCE  
STREET BRANCH  
MONTHLY REPORT  
JULY 2020**

- **POTHOLES AND COMPLAINTS**
  - Potholed 11 streets & 5 alleys using 16 tons of hot mix asphalt
- **UTILITY HOLES**
  - Completed 17 asphalt (101 tons) & 9 concrete (5 cu. yds.) utility holes for the Water Dept.
  - Completed 5 asphalt (6 tons) utility holes for the Sewer Dept.
- **TRAFFIC CONTROL SIGNS/STREET NAME SIGNS**
  - Removed 1 Handicap sign
  - Painted 1 curb black
- **STREET SWEEPING**
  - 655 miles
  - 35 loads
- **MISCELLANEOUS**
  - Completed 72 Work Orders
  - Set up traffic control for 4<sup>th</sup> of July Fireworks @ Constitution Park
  - Installed an asphalt berm on Baker St @ Williams St
  - Cleaned & disinfected trucks & equipment
  - Cleaned Underpass, McMullen Bridge, Washington St Bridge, Fayette St Bridge, Cumberland St Bridge & Welch Ave. drainage ditch 4 times.
  - Picked up 3 dead animals
  - Two employees took & passed the Roadside Tree Care exam
  - Picked up trash/discarded items on 5 occasions
  - Cleaned & disinfected Municipal Center shop & offices multiple times daily



STREET MAINTENANCE - JULY 2020		7/1-7/2	7/6-7/10	7/13-7/17	7/20-7/24	7/27-7/31	TOTAL
SERVICE REQUEST COMPLETED		1	20	10	20	21	72
ASPHALT PROJECTS	TONS					8.67t	8.67t
PAVING PERFORMED	TONS						0
CONCRETE WORK	CY					1.5cy	1.5cy
UTILITY HOLES REPAIRED	WATER	1	5	3	8	9	26
	SEWER		4		1		5
	CY		1.25cy		1cy	2.75cy	5cy
	TONS	37t	6.5t	36t	6.5t	21t	107t
POTHOLES FILLED	STREETS		5		4	2	11
	ALLEYS		1	2	2		5
	DAYS		2	1	2	1	6
	Cold Mix						0
	TONS		7t	1.5t	4t	3.5t	16t
PERMANENT PATCH	CY						0
	TONS						0
COMPLAINTS COMPLETED							0
	CY						0
	TONS						0
TRAFFIC CONTROL SIGNS REPAIRED/INSTALLED			2		2		4
STREET NAME SIGNS REPAIRED/INSTALLED							0
HANDICAPPED SIGNS REPAIRED/INSTALLED/REMOVED							0
							0
			1				1
PAINTING PERFORMED	BLUE						0
	YELLOW						0
	RED						0
PAVEMENT MARKINGS INSTALLED	No.						0
STREET CLEANING	LOADS	4	9	9	6	7	35
	Miles	87	134	152	162	120	655
SWEEPER DUMPS HAULED TO LANDFILL	TONS			1.4t	13.3t	19.8t	34.5t
SALT BARRELLS - PICK UP, FILL	DAYS						0
CLEANED BALTIMORE ST. UNDERPASS	Days	1	1	1	1	1	5
CLEAN SNOW EQUIPMENT	Days						0
BRUSH REMOVAL/TREE WORK	Areas		5	3	2	1	11
Check Drains/Clean Debris	DAYS			3	1	1	5
LEAF PICK UP	Loads						0
Set up traffic control for 4th of July Fireworks @ Constitution Park							
Picked up trash/discarded furniture on 5 different occasions							
Installed an asphalt berm on Baker St @ Williams St							
Cleaned & disinfected trucks and equipment							
Two employees took & passed the Roadside Tree Care Exam							
Picked up 3 dead animals							
Cleaned & disinfected Municipal Center shop & offices multiple times daily							

**PUBLIC WORKS/MAINTENANCE  
PARKS & RECREATION  
MONTHLY REPORT  
JULY 2020**

- Constitution Park , Mason's Complex and Area Parklets
  - Cleaned up garbage 3 times a week
  - Mowed & trimmed @ Constitution Park 18 days
  - Mowed & trimmed @ Mason's Complex 16 days
  - Mowed & trimmed parklets 16 days
- Ball Fields
  - Nonneman Field
    - Mowed 4 times
    - Spiked 1 time
    - Drug 5 times
    - Lined 5 times
  - Northcraft Field
    - Mowed 4 times
    - Spiked 1 time
    - Drug 5 times
    - Lined 5 times
  - Flynn Field
    - Mowed 4 times
    - Spiked 2 times
    - Drug 8 times
    - Lined 8 times
  - Cavanaugh Field
    - Mowed 3times
  - JC Field
    - Mowed 2 times
  - Long Field
    - Mowed 2 times
  - Abrams Field
    - Mowed 2 times
  - Galaxy Soccer Field
    - Mowed 3 times

- Bowers Field
  - Mowed 2 times
- Pistol Range
  - Mowed 2 times

■ Miscellaneous Work

- Performed basic housekeeping @ Municipal Building
- Cleaned, disinfected the Craft House & Activities Building
- Performed preventative maintenance on mowers, trimmers & blowers
- Prepared feed & bedding for ducks & geese @ the Duck Pond
- Cleaned, disinfected & performed preventative maintenance on Park & Rec vehicles
- Performed maintenance on pools @ Constitution Park

## **Fleet Maintenance**

**July 2020**

<b>Total Fleet Maintenance Projects</b>	<b>183</b>
Central Services	0
Community Development	2
DDC	0
Engineering	4
Fire	15
Flood	1
MPA	0
P & R Maintenance	10
Police	30
Public Works	3
Sewer	13
Snow Removal	0
Street Maintenance	31
Vehicle Maintenance	22
Water Distribution	23
Water Filtration	0
WWTP	0
Scheduled Preventive Maintenance	26
Service Calls	3
<b>Total Work Orders Submitted</b>	<b>17</b>
<b>Risk Management Claims</b>	<b>0</b>
<b>Fork Lift Inspections</b>	<b>0</b>

**File Attachments for Item:**

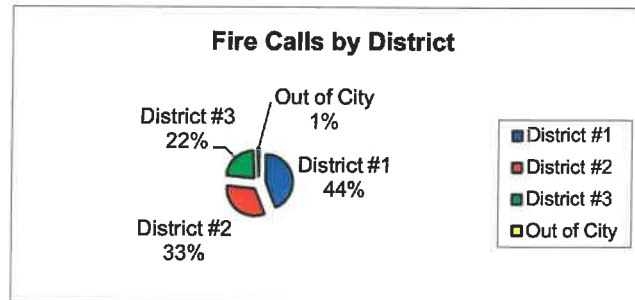
Fire Department Monthly Report for July, 2020

**REPORT OF THE FIRE CHIEF FOR THE MONTH OF JULY, 2020**  
**Prepared for the Honorable Mayor and City Council and City Administrator**

**Cumberland Fire Department Responded to 137 Fire Alarms:**

**Responses by District:**

District #1	60
District #2	45
District #3	31
Out of City	1
	<hr/> 137



**Number of Alarms:**

First Alarms Answered	136
Working Alarms Answered	1
	<hr/> 137

**Calls Listed Below:**

**Property Use:**

Public Assembly	1
Educational	1
Institutional	8
Residential	71
Stores and Offices	9
Storage	1
Basic Industry	1
Other	1
Special Properties	44
	<hr/> 137

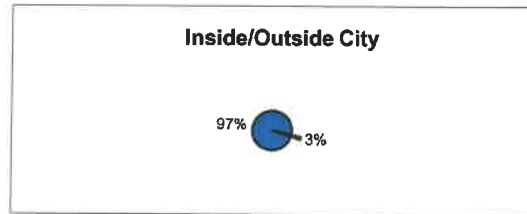
**Type of Situation:**

Fire or Explosion	6
Overpressure, Rupture	3
Rescue Calls	75
Hazardous Conditions	10
Service Calls	11
Good Intent Calls	16
Severe Weather	1
False Calls	15
	<hr/> 137

Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid in July:	\$3,320.00
Total Fire Service Fees for Fire Calls Billed by Medical Claim-Aid Fiscal Year to Date:	\$3,320.00
Total Fire Service Fees for Fire Calls Paid in July:	\$150.00
Total Fire Service Fees for Fire Calls Paid Fiscal Year to Date:	\$150.00
 Fire Service Fees for Inspections and Permits Billed in July:	 \$150.00
Fire Service Fees for Inspections and Permits Paid in July:	\$150.00
Total Fire Service Fees for Inspections and Permits Paid Fiscal Year to Date:	\$150.00

### Cumberland Fire Department Responded to 513 Emergency Medical Calls:

In City Calls	500
Out of City Calls	<u>13</u>
Total	513



Total Ambulance Fees Billed by Medical Claim-Aid in July:	\$181,952.50
Ambulance Fees Billed Fiscal Year to Date:	\$73,653.00
Ambulance Fees Paid:	
Revenue received in July 2020:	\$82,872.07
All Ambulance Fees Paid in FY2021:	\$80,257.85

### Cumberland Fire Department Provided 5 Paramedic Assist Calls:

1 Paramedic assist calls within Allegany County	
4 Paramedic assist calls outside of Allegany County	
	<u>5</u>

Cresaptown VFD	1
Fort Ashby, WV VFD	2
Short Gap, WV VFD	<u>2</u>
	5

### Cumberland Fire Department Provided 8 Mutual Aid Calls:

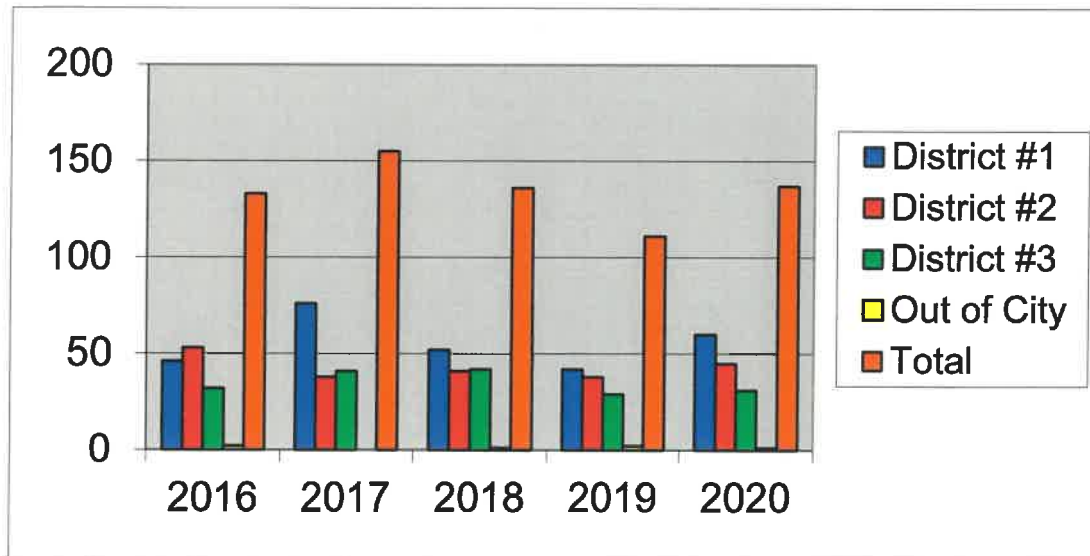
4 Mutual Aid calls within Allegany County	
4 Mutual Aid calls outside of Allegany County	
	<u>8</u>

Bowman's Addition VFD	1
Cresaptown VFD	1
District #16 VFD	1
Flintstone VFD	<u>1</u>
	4

Cumberland Valley EMS, PA	1
Ridgeley VFD, WV	1
Wiley Ford VFD, WV	<u>2</u>
	4

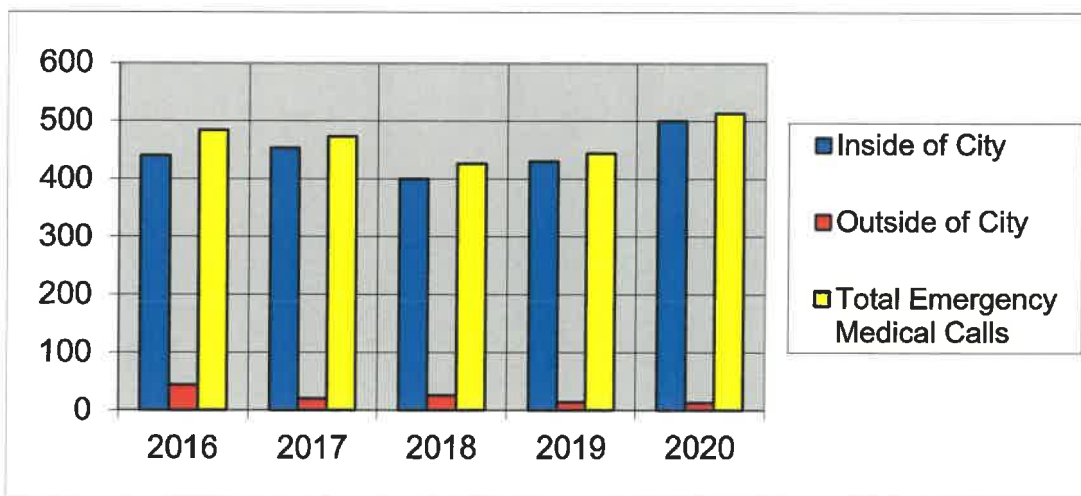
### Fire Calls in the Month of July for a Five-Year Period

	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
District #1	46	76	52	42	60
District #2	53	38	41	38	45
District #3	32	41	42	29	31
Out of City	<u>2</u>	<u>0</u>	<u>1</u>	<u>2</u>	<u>1</u>
Total	133	155	136	111	137



### Ambulance Calls in the Month of July for a Five-Year Period

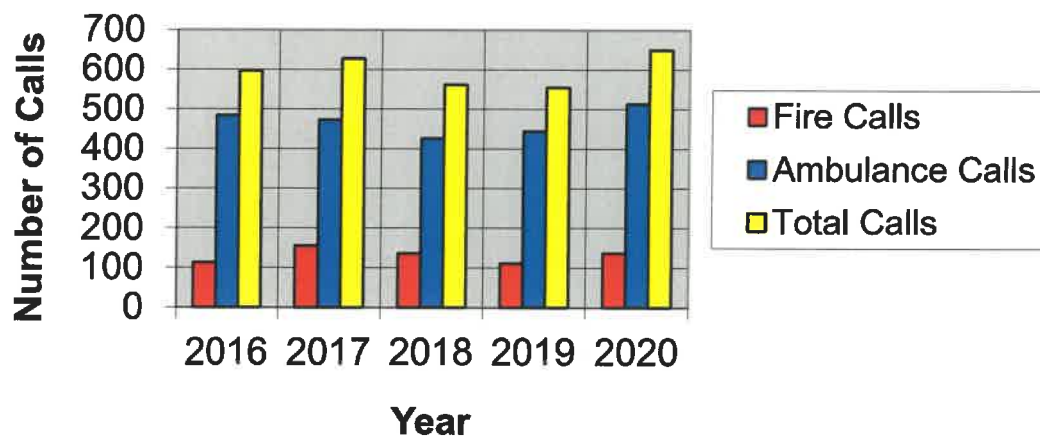
	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
Inside of City	440	453	400	430	500
Outside of City	<u>44</u>	<u>20</u>	<u>26</u>	<u>14</u>	<u>13</u>
Total Emergency Medical Calls	484	473	426	444	513





### Fire and Ambulance Calls in the Month of July for a Five-Year Period

	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
Fire Calls	113	155	136	111	137
Ambulance Calls	484	473	426	444	513
Total Calls	597	628	562	555	650



### Training

Training Man Hours:		318.00
Discuss Safety Issues	5.00	
Risk Management	1.50	
Radio Familiarization	1.50	
Crew Meetings	6.00	
Apparatus Check Procedures	86.00	
SCBA Inspection and Care	21.00	
COVID-19 Protocols and Updates	8.25	
COVID-19 Testing	6.00	
ATV Driver Training	19.25	
Drug Box Inventory	6.00	
ALS Skills Practice	13.00	
Protocol Update	7.50	
Ladder Training	16.50	
Post Incident Review	11.00	
Haz-Mat Tech Refresher	8.50	
Physical Fitness	15.00	
Officer Meeting	8.00	
Elevator Rescue	10.00	
Standpipe Operations	44.00	
Tactical Medical Training	24.00	
	<u>318.00</u>	

**Fire Prevention Bureau**

Complaints Received	0
Conferences Held	49
Correspondence	15
Inspections Performed	5
Investigations Conducted	6
Plan Reviews	3

Statistics Compiled by Julie A. Davis, Fire Administrative Officer

**File Attachments for Item:**

Utilities Division (Water / Sewer / Flood) Monthly Report for July, 2020

# Utilities Division Activity Report for July 20 WATER

REQUEST	W/E 7/10/20	W/E 7/17/20	W/E 7/24/20	W/E 7/31/20	MONTHLY TOTALS
<b>Service Technicians</b>					
NON READS/Go backs	17	13	29	38	97
FINAL READS/TURN ONS/SHUT OFFS & DEMOS	1		5	1	7
LEAK INVESTIGATIONS/turn off-on	4		5	4	13
METER/STOP INVESTIGATIONS	12	10	4	6	32
REPAIR WIRING/GET READING			2		2
ORANGE TAG FOR REPAIRS	5	4	2	3	14
RED/PINK TAG FOR SHUT OFF					0
TURN WATER ON	14	5	6	8	33
TURN WATER OFF					0
NONPMT/BAD CK/AGREE SHUT OFFS					0
SHUT OFF RECHECKS					0
REPLACE/REPAIR METER/LID/VALVE					0
DIRTY WATER/ODOR					0
SVC SEPARATIONS/INVESTIGATIONS				6	6
INSTALL COUPLERS/PLUGS/LOCK	1				1
NEW METER	6	6	3	12	27
METER FIELD TESTS-Residential	2	1	2	1	6
METER TESTS - Industrial					0
Ind - Register/Chamber Chg Out	2	4			6
Industrial - Chamber Cleaning					0
Industrial - Strainer Cleaning					0
HYDRANTS FLUSHED				36	36
PRESSURE CHECK/NO WATER/DIRTY WATER			1		1
MOVE METERS OUTSIDE/READINGS	2	11	5		18
SP Change Outs/Repairs/Reactivates/Move	10	17	9	1	37
Replace/Reattach smartpoint antenna					0
INSULATE METER BOXES					0
FREEZE UPS/METERS & LINES					0
CCP - BACKFLOW/RETRO	3	11	5		19
HYDRANT/IRRIGATION METER					0
<b>Total</b>					<b>355</b>
<b>Pipe Technicians</b>					
LINE LOCATOR	111	76	66	93	346
TAPS SERVICED	3	11	6	7	27
LEAKS REPAIRED	3		5	1	9
INSTALLED 1.5" MONITOR BOX - 120 GREENE	3				3
13712 HUGHES ST - INSTALLED 2" RISER	3				3
PAINTED HYD - OLDTOWN @ SOUTH	2				2
WEED EATED AROUND HYDS UNDER SUBWAY	2				2
681 FAYETTE - LOWERED BOX/NEW LID	2				2
FLUSHED HYDS -WINIFRED RD (DIRTY)	2				2
FLUSHED DEADENDS	3				3
REPLACED VALVE - GREENE @ SMALWOOD	5				5
2" TAP ON 6" MAIN - SUMMIT AVE		3			3
INSTALLED YARD HYDRANT - SUMMIT AVE		3			3
BACKFILLED/SEEDED/STRAWED - SUMMIT		3			3
CHECKED ON HOLES DUE TO RAIN EVENT		3			3
COLD PATCHED - LIBERTY @ UNION			3		3
REPLACED HYD - SCHLUND @ FREDERICK			3		3
ABANDONED SERVICE - 436 GOETHE			3		3
TOPSOILED & COLD PATCHED HOLES			3		3
LEAK INVESTIGATION - POLK ST			3		3
LEAK INVESTIGATION - PEAR ST			3		3
REPLACED LID - 246 HUMBIRD ST			3		3
CLEANED UP/WEED EATED PIPE YARD			3		3
NEW BOX/LID - 216 S LEE				2	2
REMOVED BRUSH AROUND FITTINGS & HYDS				2	2
REPLACED VALVE - POLK @ COLUMBIA				4	4
NEW BOX/LID - 204 S LEE				3	3
REPAIRED HYD - 200 COLUMBIA				3	3
FLUSHED HYDS - SHADES LN				3	3
ORGANIZED INVENTORY/HAULED OUT BIN				3	3

## Watershed

Picked up 379 from Weimer's - had 3 recalls
Performed maintenance on Agco tractor
Pushed dirt on spoils pile with D5
Trimmed trees on 36"
Washed road tractor
12024 Kneisley Dr - Dug up and replaced meter
Formed and concreted around 36" main
Backfilled around concrete that was put around 36" main
Line Locate - Old Homeplace
Cleaned and performed maintenance on 379
Put boulders around new concrete @ 36" water main
Line Locate - Lake Gordon Rd
Assisted with replacing 4" meter on Second St
Mowed water line @ dam (several days)
Performed maintenance on dozer
Removed trees (several days)
Weed eaten around valve boxes (several days)
Line Locates
Painted Valves (several days)
Cleared brush from water main
Removed tree from fire trail
Painted valve boxes
Put blue marking posts on water main

## Projects

## Projects

0

**GRAND TOTAL**

815

# July 2020 Monthly Report

## FLOOD MAINTENANCE

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Test run pumps and run gates

Check sewage regulators

Run gate operators

Safety meeting

Perform other maintenance work as required

Mowing

Rt.28 ditch, West Levee ditch, Parklets, Moose & Kelly Blvd., Narrows, Dentist Office

Viaduct, Furlows, Bd. Of Ed., Bullpen, Mill Race.

Rt. 28 Levee, West levee, all fields

Corps inspection

## SEWER BRANCH

Calls answered	27
Service lines opened	6
Owner's trouble	21
Traced lines/main	339
Mains Repairs/ Replace	3
Sewer taps installed/replaced	0
Cleaned catch basins	25
Cleanouts installed	0
Televised sewer mains	368 FEET
Televised sewer lines	0
Call outs/ overtime	18 callouts/ 47 hours overtime
Weekly check of overflows, pits	4
Catch basin repair/rebuild	3

Flushed mains	7,038 Feet
Gallons of water used	12,000 Gals.
608 Flush truck	9,000 Gals.
605 Vac-con truck	3,000 Gals.

#### Safety meeting

608 Holland St. repair sewer service line (N.P.L.)  
 626 Fairview Ave. repair sewer main  
 Baker St. repair sewer line (water)  
 Beeal St. repair catch basin  
 44 Boone St. install manhole on sewer main  
 812 Trost Ave rebuild catch basin  
 W.W.T.P. clean scum well  
 Service center (clean drains)  
 Hydro 4 sites sewer  
 Hydro 8 sites water

**File Attachments for Item:**

Public Hearing - to receive public comment regarding the City's proposed use of \$476,457 in Community Development Block Grant (CDBG) CARES Act Funds in response to the needs of residents affected by the Coronavirus pandemic. Individual wishing to speak during this hearing may should use the information provided at the beginning of this Agenda to sign into the Zoom meeting scheduled for this public meeting. Written comments may also be submitted prior to 2:00 p.m. on August 18th by contacting the City Clerk at 301-759-6447 or [margie.woodring@cumberlandmd.gov](mailto:margie.woodring@cumberlandmd.gov).



## **Public Notice of Intent to Reprogram PY 2019 Community Development Block Grant Funds**

### **Amendment #207202020**

#### **City of Cumberland**

In accordance with federal regulations governing the Consolidated Planning process, the City of Cumberland is notifying the public regarding a proposal to reprogram Community Development Block Grant (CDBG) funds from activities affecting the 2019 Annual Action Plan. Reprogramming CDBG funds in a timely manner enables the City to comply with HUD "Timeliness" standards and allows the funds to be used on "shovel ready" activities.

The changes proposed for the FY 2019 Annual Action Plan primarily involve deleting funds associated with the Horizon Goodwill project and reallocating these funds to the HRDC Emergency Homeless prevention project in response to relief efforts as a result of the COVID-19 pandemic. 2019 Horizon Goodwill Job Readiness Program (RR19059), originally funded at \$21,000, has a surplus of funds in the amount of \$17,418. The funds were allocated to support job readiness and rides to work for those participants. In response to the current financial crisis perpetuated by the COVID-19 pandemic, \$10,000 originally allocated for the Horizon Goodwill Job Readiness Program will be transferred to be used for emergency rent, utility, and mortgage payments for CDBG low-moderate income qualifying City of Cumberland residents by Allegany County Human Resources Development Commission's (HRDC) 2019 Emergency Housing Assistance (RR19014) program originally funded in the 2019 Annual Action Plan at \$25,000. Funds are currently exhausted and the need continues to be great to prevent homelessness of families who meet CDBG income guidelines.

**Written comments concerning the proposed amendment may be provided effective Friday, August 14, 2020 through 4 PM Tuesday, September 15, 2020. Provide written comments to the City of Cumberland, Department of Community Development by mail to 57 N. Liberty Street, Cumberland, Maryland or email at [lee.borror@cumberlandmd.gov](mailto:lee.borror@cumberlandmd.gov). This Amendment to the 2019 Community Development Block Grant Annual Plan will be considered by Mayor and City Council at the regular meeting livestreamed on Tuesday, September 15, 2020 at 6:15 PM.**

**ADV: Friday, August 14, 2020**

**File Attachments for Item:**

Ordinance (*1st reading*) - authorizing the terms for the conveyance of 27 Ridgeway Terrace to Greis Kaarvaliksen for the amount of \$1,500 and authorizing execution of a deed to effect the conveyance

**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND ENTITLED "AN ORDINANCE TO AUTHORIZE THE TERMS FOR THE CONVEYANCE OF 27 RIDGEWAY TERRACE, CUMBERLAND, MARYLAND TO GREIS KAARVALIKSEN AND TO AUTHORIZE THE EXECUTION OF A DEED TO EFFECT THAT CONVEYANCE."

**WHEREAS**, Mayor and City Council of Cumberland is the fee simple owner of a certain parcel of real property located at 27 Ridgeway Terrace, Cumberland, Maryland (the "Property");

**WHEREAS**, the Property was declared surplus under the terms of Order No. 26,515, passed by the Mayor and City Council on September 3, 2019;

**WHEREAS**, as stated in the aforesaid Order, the City intended to sell the Property to Greis Kaarvaliksen for \$1,500.00; and

**WHEREAS**, the purpose of this Ordinance is to effect the aforesaid intent.

**NOW, THEREFORE**

**SECTION 1:** BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, MARYLAND, that the Mayor and City Council shall sell the Property to Greis Kaarvaliksen for the sum of \$1,500.00 subject to the following terms and conditions:

- A. He shall pay all recordation and transfer taxes required to record the deed effecting the conveyance of the Property to him;
- B. He will pay the deed recordation fee charged by the court;
- C. He will pay the City and County real estate taxes due from the date of the deed through the remainder of the tax year and will assume

responsibility for the payment of those taxes thereafter;

D. The Property will be transferred to him by means of a quitclaim deed containing no warranties or covenants of any kind;

E. He shall pay the City's \$100.00 deed recordation fee;

F. The conveyance shall be made by means of the deed attached hereto.

**SECTION 2:** AND BE IT FURTHER ORDAINED, that the Mayor and City Clerk be and they are hereby authorized to execute a deed conveying the Property to Kaarvaliksen subject to the aforesaid terms and conditions;

**SECTION 3:** AND BE IT FURTHER ORDAINED, that this Ordinance shall take effect from the date of its passage.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Raymond M. Morriss, Mayor

ATTEST:

\_\_\_\_\_  
Marjorie A. Woodring, City Clerk

**NO TITLE SEARCH PERFORMED**

**THIS QUITCLAIM DEED**, made this \_\_\_\_ day of \_\_\_\_\_, 2020, by and between **MAYOR AND CITY COUNCIL OF CUMBERLAND**, a Maryland municipal corporation, party of the first part, and **GREIS KAARVALIKSEN**, party of the second part.

**WITNESSETH:**

**NOW THEREFORE**, that for and in consideration of the sum of One Thousand Five Hundred Dollars (\$1,500.00) and for the other good and valuable considerations described hereinafter, the receipt of all of which is hereby acknowledged, the party of the first part does hereby quitclaim to the party of the second part, his personal representatives, heirs and assigns, all of the party of the first part's right, title, interest and estate in and to the following described pieces or parcels of real estate lying and being in the City of Cumberland, Allegany County, Maryland, to wit:

**ALL** that lot or parcel of ground situate on the east side of Ridgeway Terrace in the City of Cumberland, Allegany County, Maryland, known and designated as Lot No. 18 in Holzshu's Addition to Cumberland, said property also sometimes known and designated as No. 27 Ridgeway Terrace, Cumberland, Maryland, and more particularly described as follows, to-wit:

**BEGINNING** for the same at a stake standing on the east side of Ridgeway Terrace, distant South 75 degrees East 40 feet from the end of the third line of the lot of ground conveyed to George M. Kring by deed recorded in Liber 74, folio 667, of the Land Records of Allegany County, Maryland, and running thence South 75 degrees East 150 feet; thence South 15 degrees West 50 feet; thence North 75 degrees West 150 feet to Ridgeway Terrace; and thence with said terrace, North 15 degrees East 50 feet to the beginning.

**IT BEING** the same property which was conveyed from David A. Goad, Sheriff of Allegany County, Maryland to Mayor and City Council of Cumberland by deed dated April 16, 2010 and recorded among the Land Records of Allegany County, Maryland in Book 1694, folio 501.

**TOGETHER** with the buildings and improvements thereon, and the rights, roads, ways, waters, privileges and appurtenances thereunto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD** the above-described properties unto the party of the second part, his personal representatives, heirs and assigns in fee simple.

**IN WITNESS WHEREOF**, the party of the first part has caused these presents to be executed in its name, under seal and duly attested, all on the day and date first above written.

**WITNESS/ATTEST:**

**MAYOR AND CITY COUNCIL  
OF CUMBERLAND**

\_\_\_\_\_  
**Marjorie A. Woodring, City Clerk**

By: \_\_\_\_\_(SEAL)  
**Raymond M. Morris, Mayor**

**STATE OF MARYLAND,  
ALLEGANY COUNTY, TO WIT:**

**I HEREBY CERTIFY**, that on this \_\_\_\_\_ day of \_\_\_\_\_, 2020, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared **Raymond M. Morris**, known to me or satisfactorily identified to be the person whose name is subscribed to the within instrument, the Mayor of Mayor and City Council of Cumberland, a municipal corporation of the State of Maryland, and acknowledged the foregoing to be the act and deed of the said Mayor and City Council of Cumberland; and at the same time made oath he is duly authorized by it to make this acknowledgment. He further certified under the penalties of perjury that the actual consideration for the foregoing conveyance is \$1,500.00 and that this transaction is not subject to the provisions of Section 10-912 of the Tax General Article of the Maryland Annotated Code as the grantor is a resident entity of the State of Maryland.

**WITNESS** my hand and Notarial Seal.

\_\_\_\_\_  
**NOTARY PUBLIC**

**My Commission Expires:** \_\_\_\_\_

**I HEREBY CERTIFY** that the within and foregoing document was prepared by, or under the supervision of, the undersigned, a Maryland attorney, and that no title search was performed in connection with its preparation.

\_\_\_\_\_  
**MICHAEL SCOTT COHEN**

**File Attachments for Item:**

Order 26,691 - declaring a 1950 Mack Fire Engine (VIN No. 85LS1481) to be surplus equipment and authorizing it for sale



**- ORDER -**  
*of the*  
**Mayor and City Council of Cumberland**  
**MARYLAND**

**ORDER NO. 26,691**

**DATE: August 18, 2020**

**WHEREAS**, by Order No. 25,052 dated January 5, 2010, the Mayor and City Council of Cumberland declared a 1950 Mack Fire Engine to be surplus equipment and authorized its donation to the Western Maryland Station Center, Inc. (Allegany Museum) for historic display; and

**WHEREAS**, the Western Maryland Station Center, having no further use for the equipment, returned the fire truck to the ownership of the Mayor and City Council of Cumberland; and

**WHEREAS**, the Mayor and City Council has determined that it is of no further use to the City and that it shall be sold through public bidding;

**IT IS THEREFORE ORDERED BY THE MAYOR AND CITY COUNCIL OF CUMBERLAND, THAT**, the following vehicles and equipment are hereby declared to be surplus property and authorized for sale:

- ▶ 1950 Mack Series 85 Pumper (Fire Engine)  
VIN No. 85LS1481

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**Raymond M. Morriss, Mayor**

**File Attachments for Item:**

. Order 26,692 - authorizing Residential Exemptions from the 2020-2021 Special Taxing District Levy for 101 S. Centre Street and 237 N. Centre Street

**City of Cumberland**  
**SPECIAL TAXING DISTRICT REQUEST FOR EXEMPTION**

Tax Year 2020-2021

I, Juianne Hagan request an exemption from the Special Taxing District Levy for property owned by me at: 101 S. Centre Street, Cumberland, MD 21502

My request is based upon the fact that:

- X **Residential** - this property, or portion thereof, is occupied and used by the owner for his or her residence;
- Industrial** - this property, or portion thereof, is used solely for light manufacturing purposes, and qualifies for a similar exemption according to the tax provisions of Allegany County, Maryland.

If only part of the property is used for an exempt purpose, designate the percentage so used:

Residential 50 %  
Industrial            %

As to approved applications, the exemption shall be granted for all fiscal years falling within the calendar year preceding the date of the submission of the application for the exemption.

Signed: Juianne Hagan  
Date: 8/10/20

**For City use**

Tax Account No: 04 016572 45

	Assessed Amount	Tax Amount
Original	132 900	356.17
Exempt	66 450	178.08
Billable	66 450	178.09

**City of Cumberland**  
**SPECIAL TAXING DISTRICT REQUEST FOR EXEMPTION**

Tax Year 2020-2021

I, SANDRA SAVILLE request an exemption from the Special Taxing District Levy for property owned by me at: 27 N. Centre St.

My request is based upon the fact that:

- ☒ **Residential** - this property, or portion thereof, is occupied and used by the owner for his or her residence;
- ☐ **Industrial** - this property, or portion thereof, is used solely for light manufacturing purposes, and qualifies for a similar exemption according to the tax provisions of Allegany County, Maryland.

If only part of the property is used for an exempt purpose, designate the percentage so used:

Residential 50 %

Industrial \_\_\_\_\_ %

As to approved applications, the exemption shall be granted for all fiscal years falling within the calendar year preceding the date of the submission of the application for the exemption.

Signed: Sandra Saville  
Date: July 31, 2020

**For City use**

Tax Account No: 14 002618 4P

	Assessed Amount	Tax Amount
Original	166500	759.24
Exempt	83250	379.42
Billable	83250	379.42

**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO.** 26,692

**DATE:** August 18, 2020

**ORDERED, By the Mayor and City Council of Cumberland, Maryland**

**THAT,** the following Residential Exemptions from the Special Taxing District Levy for the 2020-2021 tax year be and are hereby granted:

**TAX YEAR 2020-2021**

Property / Owner	Tax Year / Account No.	Tax Year	Tax Amt.	Exemption Amt.
Hagan, Julianne	101 S. Centre St. / 04-016572	2020-21	\$ 356.17	\$ 178.09
Saville, Sandra	27 N.Centre St. / 14-002618	2020-21	\$ 759.24	\$ 379.62

**BE IT FURTHER ORDERED,** that these exemptions are hereby granted pursuant to the provisions of Section 235 of the City Charter.

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**Raymond M. Morriss, Mayor**

**File Attachments for Item:**

. Order 26,693 - approving an Amendment to the 2020 Community Development Block Grant (CDBG) Annual Plan to allocate \$476,457 in CDBG CARES Act Funds in response to the needs of residents affected by the Coronavirus pandemic

**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

ORDER NO. 26,693

DATE: August 18, 2020

**ORDERED, By the Mayor and City Council of Cumberland, Maryland**

THAT, the following Amendment to the 2020 Community Development Block Grant Annual Plan to allocate CDBG CARES Act Funds in response to the needs of residents affected by the Coronavirus pandemic, be and is hereby approved:

Economic Development	
CV Small Business Grants	\$80,000
<b>Subtotal</b>	\$80,000
Public Services	
CV Hazard Pay Relief Program	\$55,000.00
CV HRDC Emergency Assistance	\$200,000.00
CV Broadband & Technology Accessibility	\$89,000.00
CV Associated Charities Emergency Homeless Prevention	\$52,457.00
<b>Subtotal</b>	\$396,457.00
<b>TOTAL</b>	<b>\$476,457.00</b>
<b>Total PY 2020 CDBG -CV Allocation</b>	<b>\$476,457.00</b>

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**Raymond M. Morriss, Mayor**

**File Attachments for Item:**

. Order 26,694 - authorizing acceptance of the deed for 130 Polk Street from its current owners upon the City's receipt of a release of the lien of the deed of trust encumbering the property (Allegany County Land Records Book 1246,Page 84), authorizing the City Solicitor to record the deed, and abating the real estate taxes due upon the property contingent upon recordation of the deed



**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO.** 26,694

**DATE:** August 18, 2020

**ORDERED, By the Mayor and City Council of Cumberland, Maryland**

**THAT**, the Mayor be and is hereby authorized to accept the deed for 130 Polk Street from the current owners of the property upon the City's receipt of a release of the lien of the deed of trust encumbering the property, which is recorded among the Land Records of Allegany County, MD in Book 1246, Page 84; and

**BE IT FURTHER ORDERED**, that the City Solicitor is hereby authorized to record said deed in the Allegany County Land Records; and

**BE IT FURTHER ORDERED**, that real estate taxes for said property be and are hereby abated contingent upon recordation of the deed.

---

**Raymond M. Morriss, Mayor**

**File Attachments for Item:**

. Order 26,695 - authorizing execution of a Donation Agreement with First Works Capital Solutions, LLC for their donation of 417 Broadway (Tax Acct. 22-002929) to the City, authorizing the City to accept the deed of transfer, authorizing an extension of the closing date if necessary, and authorizing the City Administrator and City Solicitor to execute documents to effect the transfer

## **DONATION AGREEMENT**

**THIS DONATION AGREEMENT** ("Agreement"), is made by and between **First Works Capital Solutions, LLC**, a Maryland limited liability company, ("Donor") and the **Mayor and City Council of Cumberland** (the "City"), a Maryland municipal corporation, and is effective upon the date of its completed execution, which date is hereinafter referred to as the "Effective Date."

### **RECITALS**

**WHEREAS**, Donor owns the parcel of real property together with the improvements thereon, if any, described as follows and hereinafter referred to as the "Property":

Tax Id No. 22-002929; described in the deed recorded in Land Records of Allegany County, Maryland at Book 2387, page 302.

**WHEREAS**, Donor has offered to donate the Property to the City and the City has agreed to accept that donation subject to the terms and conditions of this Agreement; and

**WHEREAS**, the parties deem the entry into this Agreement to be in their respective best interests.

### **WITNESSETH:**

**NOW THEREFORE**, in consideration of the sum of \$1.00, in hand paid, the receipt of which is hereby acknowledged, and in consideration of these premises and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. **Recitals.** The Recitals set forth above are not merely prefatory. They are incorporated by reference in this Agreement as though they were set forth in full herein.

2. **Donation.** Subject to the terms and conditions of this Agreement, Donor agrees to donate the Property together with the buildings and improvements thereon, if any, and the rights, roads, ways, waters, privileges and appurtenances thereunto belonging or in anywise appertaining to the City, and the City agrees to accept that donation. The closing for the donation shall be held no later than sixty (60) days from the Effective Date unless said time frame is extended by written agreement of the parties.

3. **Estate/Condition.** The Property shall be conveyed to the City in fee simple and in "AS IS" condition. Donor shall convey the Property to the City by means of a deed containing covenants of special warranty and further assurances. Said deed shall be delivered to the City at closing.

4. **Contingencies.** Closing and the City's acceptance of the deed for the Property shall be subject to the following contingencies:

4.1. **Title.** Title to the Property shall be good and merchantable, free of liens and encumbrances except use and occupancy restrictions of public record which are generally applicable to properties in the immediate neighborhood or the subdivision in which the Property is located and publicly recorded easements for public utilities and any other easements which may be observed by an inspection of the Property.

5. **Appraisal.** Donor has the right to have the Property appraised for purposes of claiming a tax deduction for the noncash charitable contribution of the Property to the City. The appraisal(s) shall be performed prior to closing or the date of the City's acceptance of the deed for the Property. Upon delivery of the deed for the Property and the City's acceptance of the same, Donor shall provide the City with the appropriate tax documents relative to its eligibility to claim the aforesaid tax deduction, including, but not limited to, IRS Form 8283 and the acknowledgement required under 21 U.S.C. § 170(f)(8)<sup>1</sup>. Upon the City's acceptance of the deed and its receipt of the appraisal(s) and the appropriate tax documentation, the City Administrator shall execute the tax documentation on behalf of the City, it being understood and agreed that he is specifically empowered to do so under the terms of this Agreement. It is understood and agreed that the City shall not be required to execute any such documents attesting to the value of the Property in the event such valuation is not supported by an appraisal or appraisals performed by a licensed real estate appraiser. Further, Donor shall be solely responsible for the preparation and processing of the aforesaid tax documentation as well as its submission to the IRS, and the City shall have no liability relative thereto, even if it provides assistance to Donor with respect to such matters.

6. **Risk of Loss.** The Property shall to be held at the risk of Donor until legal title has passed to the City.

7. **Possession.** Donor agrees to give possession and occupancy of the Property to the City upon the completion of closing.

8. **Timeliness.** Time is of the essence with respect to the provisions of this Agreement.

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<sup>1</sup> Per 21 U.S.C. § 170(f)(8)(B), the contents of the acknowledgment should include the following information:

- (i) The amount of cash and a description (but not value) of any property other than cash contributed.
- (ii) Whether the donee organization provided any goods or services in consideration, in whole or in part, for any property described in clause (i).
- (iii) A description and good faith estimate of the value of any goods or services referred to in clause (ii) or, if such goods or services consist solely of intangible religious benefits, a statement to that effect.



**9. Representations and Warranties.** As of the date of the closing contemplated hereby and as to the period of time during which Donor held title to the Property (including land, surface water, ground water, and improvements), Donor warrants that it has, by acts or omission or commission, not subjected the Property to contamination, including (i) any hazardous waste, underground storage tanks, petroleum, regulated substances or used oil as defined by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. § 6901, et seq.) as amended, or by any regulations promulgated thereunder; (ii) any hazardous substance as defined by the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (42 U.S.C. § 9601, et seq.) as amended, or by any regulations promulgated thereunder (including, but not limited to, asbestos and radon); (iii) any oil, petroleum products and their byproducts as defined by the Maryland Natural Resources Code, § 8-411(a)(3) as amended, or by any regulations promulgated thereunder; (iv) any hazardous substance as defined by the Maryland Health Environmental Code, Title 7, Subtitle 2, as amended or by any regulations promulgated thereunder; (v) any substance the presence of which on, in or under the Properties, is prohibited by any law similar to those set forth above; and (vi) any other substance which by law, regulation, or ordinance requires special handling in its collection, storage, treatment or disposal. Notwithstanding the foregoing, if, subsequent to the date of the execution of this Agreement and prior to closing, Donor discloses an environmental condition on the Property to the City, the City shall have the option to take title to the Property, waiving and releasing its rights with respect to the aforesaid representations and warranties as to the matters so disclosed, or it may decline to take title to the Property without incurring any liability or obligations as a result of said declination.

**10. Transfer Charges/Recording Fees.** The transfer of the Property to the City is exempt from recordation and transfer taxes under Md. Tax Property Code Ann. § 12-108 (A)(1) and 13-207(a)(1). The City shall pay the court fee for the recordation of the deed.

**11. Real Estate Taxes.** The City will waive all City real estate taxes presently due on the Property. It will secure a waiver of the County real estate taxes due or it will pay them.

**12. Breach of Agreement and Default.** The City and Donor are required and agree to make full settlement in accordance with the terms of this Agreement and acknowledge that failure to do so constitutes a breach hereof. If the City fails to make full settlement or is in default due to its failure to comply with the terms, covenants and conditions of this Agreement, Donor may pursue any legal or equitable rights which may be available to it. If Donor fails to make full settlement or is in default due to its failure to comply with the terms, covenants and conditions of this Agreement, the City is entitled to pursue such rights and remedies as may be available, in law or in equity, including, without limitation, an action for specific performance of this Agreement.

**13. Assignability.** This Agreement may not be assigned except by written agreement of the parties.

14. **Captions.** The marginal captions of this Agreement are for convenience and in no way define or limit the intents, rights or obligations of the parties hereunder.

15. **Notices.** Any notice, request, demand, approval or consent given or required to be given under this Agreement shall, except as otherwise expressly provided herein, be in writing and shall be deemed to have been given when mailed by United States certified mail, postage prepaid, return receipt requested at the address stated below.

To Donor:

Ayodeji Badaki, Esq.  
The Badaki Law Firm, LLC  
223 North Prospect Street, Suite 310  
Hagerstown, MD 21740

To the City:

Jeffrey D. Rhodes  
City Administrator  
City of Cumberland  
57 N. Liberty Street  
Cumberland, MD 21502

with a copy to:

Michael Scott Cohen, Esquire  
213 Washington Street  
Cumberland, Maryland 21502

16. **Entire Agreement.** This Agreement contains the final and entire agreement between the parties, and neither they nor their agents shall be bound by any terms, conditions, statements, warranties or representations, oral or written, not herein contained. The parties to this Agreement mutually agree that it is binding upon them, their heirs, executors, administrators, personal representatives, successors and assigns.

17. **Invalidity.** If any provision or part of any provision contained in this Agreement shall be found for any reason to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions or the remaining part of any effective provisions of this Agreement, and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision or part thereof had never been contained herein, but only to the extent of its invalidity, illegality, or unenforceability.

18. **Governing Law.** This Agreement shall be governed by, construed and enforced in accordance with the laws of the State of Maryland. It shall be enforceable with an action commenced in the Circuit Court for Allegany County, Maryland, and the parties hereto agree to be subject to the jurisdiction of such Court and further waive any



claim that any action or proceeding arising out of or relating to this Agreement and commenced in such Court is commenced in an inconvenient forum or one that lacks proper venue.

19. **Waiver of Jury Trial.** DONOR AND THE CITY EACH HEREBY WAIVE TRIAL BY JURY IN ANY ACTION OR PROCEEDING TO WHICH EITHER OR BOTH OF THEM MAY BE PARTIES, ARISING OUT OF OR IN ANY WAY PERTAINING TO THIS AGREEMENT. IT IS AGREED THAT THIS WAIVER CONSTITUTES A WAIVER OF TRIAL BY JURY OF ALL CLAIMS AGAINST ALL PARTIES TO SUCH ACTIONS OR PROCEEDINGS. THIS WAIVER IS KNOWINGLY, WILLINGLY AND VOLUNTARILY MADE BY DONOR AND THE CITY, AND EACH OF THEM REPRESENT THAT NO REPRESENTATIONS OF FACT OR OPINION HAVE BEEN MADE BY ANY INDIVIDUA(S) TO INDUCE THIS WAIVER OF TRIAL BY JURY OR TO IN ANY WAY MODIFY OR NULLIFY ITS EFFECT.

20. **Gender/Tense/Conjugation.** The use of any gender, tense, or conjugation herein shall be applicable to all genders, tenses and conjugations. The use of the singular shall include the plural and the plural shall include the singular.

21. **Modification.** No modification or waiver by the parties of any of the terms of this Agreement shall be valid unless in writing and executed with the same formality as this Agreement.

22. **Joint Drafting.** The parties hereto agree that this Agreement reflects the joint drafting efforts of each party, and any ambiguities shall not be construed against either party.

IN WITNESS WHEREOF, the parties have duly executed this Donation Agreement as of the dates set forth below with the specific intention that it constitute an instrument under seal.

WITNESS/ATTEST:

**First Works Capital Solutions, LLC**

By:  (SEAL)  
Ayodeji Badaki, General Counsel

8/11/2020  
Date

**MAYOR AND CITY COUNCIL  
CUMBERLAND**

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Marjorie A. Woodring,  
City Clerk

By: \_\_\_\_\_ (SEAL)  
Raymond M. Morriss, Mayor

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date



**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO. 26,695**

**DATE: August 18, 2020**

**ORDERED, By the Mayor and City Council of Cumberland, Maryland**

**THAT**, the Mayor be and is hereby authorized to execute a Donation Agreement by and between First Works Capital Solutions, LLC and the Mayor and City Council of Cumberland whereby certain property at 417 Broadway (Tax Acct. No. 22-002929; Allegany Co. Land Records Book 2387, Page 302) shall be transferred to the City for the sum of \$1.00; and

**BE IT FURTHER ORDERED**, that the City shall accept the deed to effect transfer of said property, provided settlement contingencies are met; and

**BE IT FURTHER ORDERED**, that should it be necessary to extend the date for closing under the terms of the Contract, the City Administrator and City Solicitor are jointly and severally granted the authority to enter into agreement for said purpose; and

**BE IT FURTHER ORDERED**, that the City Administrator and City Solicitor are jointly and severally granted the authority to execute and deliver such documents as are necessary to facilitate or effect the closing for subject property.

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**Raymond M. Morriss, Mayor**

**File Attachments for Item:**

. Order 26,696 - reauthorizing City-owned property at 17/19 N. Waverly Terrace as surplus property and authorizing it for sale through public bidding

**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO. 26,696**

**DATE: August 18, 2020**

**WHEREAS,** the Mayor and City Council of Cumberland declared properties at 17 N. Waverly Terrace and 19 N. Waverly Terrace to be surplus with the intend to donate the properties to Greis Kaarvaliksen; and

**WHEREAS,** Mr. Kaarvaliksen has informed the City that he is no longer interested in these properties; and

**WHEREAS,** the City has determined that both properties will be included in a public bidding process for the sale of certain surplus property owned by the City;

**NOW, THEREFORE, BE IT ORDERED, that** the following properties continue to be declared surplus properties and shall be sold through a public bidding process in accordance with Section 1 of the Charter of the City of Cumberland:

1. 17 N. Waverly Terrace - Allegany County Land Records Book 2085, Page 40
2. 19 N. Waverly Terrace - Allegany County Land Records Book 2289, Page 334

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**Raymond M. Morriss, Mayor**

**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

ORDER NO. 26,515

DATE: September 3, 2019

**ORDERED, By the Mayor and City Council of Cumberland, Maryland**

WHEREAS, the Mayor and City Council of Cumberland is the record owner of certain parcels of real property, together with the improvements thereon, which are known as 17 N. Waverly Terrace, 19 N. Waverly Terrace and 27 Ridgeway Terrace in Cumberland, MD (hereinafter referred to as the "Properties"), the Properties being more particularly described in the Land Records of Allegany County, Maryland as:

1. 17 N. Waverly Terrace – Book 2085, Page 40
2. **19** N. Wavery Terrace – Book 2289, Page 334
3. 27 Ridgeway Terrace – Book 1694, Page 501; and

WHEREAS, the Properties have been determined to be surplus properties by the Mayor and City Council of Cumberland;

IT IS, THEREFORE, ORDERED, by the Mayor and City Council of Cumberland, that:

1. The Properties are hereby declared to be surplus in accordance with the provisions of Section 1 of the Charter of the City of Cumberland; and
2. The Mayor and City Council of Cumberland intend to donate the Properties to Greis Kaarvaliksen; and
3. The after passage of twenty (20) days from the date of this Order and the passage of an Ordinance authorizing the execution of the Deed effecting the conveyance of the Properties, formal transfer of the Properties to Greis Kaarvaliksen may proceed.



Raymond M. Morriss, Mayor

APPROVED SEP - 3 2019

**File Attachments for Item:**

. Order 26,697 - rescinding Order No. 26,595 that declared property at 400 N. Mechanic Street and surplus with the intent to transfer to the Cumberland Economic Development Commission (CEDC) as the CEDC no longer has use for the property

**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO. 26,595**

**DATE: January 21, 2020**

**ORDERED, By the Mayor and City Council of Cumberland, Maryland**

**WHEREAS**, the Mayor and City Council of Cumberland is the record owner of certain parcels of real property, together with the improvements thereon, which are known as 400 N. Mechanic Street in Cumberland, MD (hereinafter referred to as the "Properties"), the Properties being more particularly described in the Land Records of Allegany County, Maryland in Book 2307, Page 310 and Book 2307, Page 315; and

**WHEREAS**, the Properties have been determined to be surplus property by the Mayor and City Council of Cumberland;

**IT IS, THEREFORE, ORDERED**, by the Mayor and City Council of Cumberland, that:

1. The Property is hereby declared to be surplus in accordance with the provisions of Section 1 of the Charter of the City of Cumberland; and

2. The Mayor and City Council of Cumberland intend to transfer the Properties to the Cumberland Economic Development Corporation (CEDC) for the amount of One Dollar (\$1.00); and

3. The after passage of twenty (20) days from the date of this Order and the passage of an Ordinance authorizing the execution of the Deed effecting the conveyance of the Properties, formal transfer of the Properties to the CEDC may proceed.



**Raymond M. Morriss, Mayor**

APPROVED JAN 21 2020

**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO. 26,697**

**DATE: August 18, 2020**

**WHEREAS,** the Mayor and City Council of Cumberland declared the following properties known as 400 N. Mechanic Street to be surplus with the intend to transfer the properties to the Cumberland Economic Development Commission (CEDC) by Order No. 26,595 on January 21, 2020:

1. Allegany County Land Records Book 2307, Page 310
2. Allegany County Land Records Book 23074, Page 315

; and

**WHEREAS,** the CEDC has informed the City that it no longer has use for these properties;  
and

**NOW, THEREFORE, BE IT ORDERED,** that Order No. 26,595 be and is hereby rescinded.

---

**Raymond M. Morriss, Mayor**

**File Attachments for Item:**

. Order 26,697 - accepting the sole source proposal from Carl Belt, Inc. to make repairs to the Green Street Storm Conduit (Project No. 24-20-FPM) in the estimated unit cost of \$40,150



**- Order -**  
*of the*  
**Mayor and City Council of Cumberland**  
MARYLAND

**ORDER NO. 26,698**

**DATE: August 18, 2020**

**ORDERED, by the Mayor and City Council of Cumberland, Maryland,**

**THAT,** the sole source proposal from Carl Belt, Inc., 11521 Milnor Avenue, Cumberland, MD 21502, to make repairs to the Green Street Storm Conduit (Project No. 24-20-FPM) be and is hereby accepted in the estimated unit cost of Forty Thousand, One Hundred Fifty Dollars (\$40,150.00).

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**Raymond M. Morriss, Mayor**

# Council Agenda Summary

Meeting Date: August 18, 2020

**Agenda Item Number:** City Project 24-20-FPM

Key Staff Contact: Robert Smith, PE

## *Item Title:*

Award Greene Street Storm Conduit Repair

## *Summary:*

Accepting the sole source proposal from Carl Belt Inc. for City Project 24-20-FPM for the estimated unit cost of \$40,150 to make repairs to the Greene Street Storm Conduit. CBI will be removing the concrete sidewalk that lifted during a heavy rain event in July. CBI will replace the sidewalk in-kind with two pressure relief lids.

## *Issues and Considerations:*

<i>Fiscal Impact:</i>	
Is this item budgeted? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Budget:	
Value of award:	\$40,150.00
If item is not budgeted, does the budget need to be appropriated? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Is there grant funding being used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If grant funding is being used, does it require a City match? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Match provisions:	Enter Text Here

Is this a sole source purchase? ☒ Yes ☐ No (If so, attach department recommendation and approval from City Administrator.)



Derrik Grimm &lt;derrik.grimm@cumberlandmd.gov&gt;

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**Fwd: Repair Greene St Pressure Conduit**

6 messages

**Robert Smith** <robert.smith@cumberlandmd.gov>

Tue, Aug 11, 2020 at 2:16 PM

To: Jeff Rhodes &lt;jeff.rhodes@cumberlandmd.gov&gt;

Cc: Ken Tressler &lt;ken.tressler@cumberlandmd.gov&gt;, Brooke Cassell &lt;brooke.cassell@cumberlandmd.gov&gt;, Tim Murphy &lt;tim.murphy@cumberlandmd.gov&gt;, Jerry Felton &lt;jerry.felton@cumberlandmd.gov&gt;, Derrik Grimm &lt;derrik.grimm@cumberlandmd.gov&gt;, Mark Gandolfi &lt;mark.gandolfi@cumberlandmd.gov&gt;

Jeff - I have attached the quote from Carl Belt Inc. to repair the Greene Street Conduit due to the storm event a few weeks ago that lifted the sidewalk. I am requesting permission to sole-source this repair to CBI for the purposes of getting this project completed as quickly as possible. CBI has the manpower, equipment and expertise to get this work done in a timely fashion, once the material is delivered to the site, which has a 5-6 week lead time. If you concur, I will advise CBI of our intentions to get an order on the M&CC agenda for next week and permit them to get the material on order ASAP, as they wait for the PO. Please advise your thoughts. Thanks.

**Robert Smith, P.E.**

Cumberland City Engineer

57 N. Liberty Street

Cumberland, MD 21502

Office 301-759-6600

Direct 301-759-6601

Cell 301-268-1180

FAX 301-759-6608

email: [robert.smith@cumberlandmd.gov](mailto:robert.smith@cumberlandmd.gov)

----- Forwarded message -----

From: **Jared Burkett** <[jburkett@thebeltgroup.com](mailto:jburkett@thebeltgroup.com)>

Date: Mon, Aug 3, 2020 at 4:21 PM

Subject: Repair Greene St Pressure Conduit

To: Robert Smith <[robert.smith@cumberlandmd.gov](mailto:robert.smith@cumberlandmd.gov)>

Bobby,

See attached quote. As I mentioned, the Neenah relief vent covers have a 5-6 week lead time.

**Jared M. Burkett**

Vice President

**The Belt Group of Companies**

Ph: (301) 729-8900

Fax: (301) 729-0163

Email: [jburkett@thebeltgroup.com](mailto:jburkett@thebeltgroup.com)[www.thebeltgroup.com](http://www.thebeltgroup.com)***The Belt Group of Companies - Committed to Safety, Performance, Community, Character and Teamwork***

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 **CB-20-124 - Greene St Pressure Conduit Repair.pdf**  
155K

---

**Jeff Rhodes** <jeff.rhodes@cumberlandmd.gov>

Tue, Aug 11, 2020 at 2:35 PM

To: Robert Smith <robert.smith@cumberlandmd.gov>

Cc: Ken Tressler <ken.tressler@cumberlandmd.gov>, Brooke Cassell <brooke.cassell@cumberlandmd.gov>, Tim Murphy <tim.murphy@cumberlandmd.gov>, Jerry Felton <jerry.felton@cumberlandmd.gov>, Derrik Grimm <derrik.grimm@cumberlandmd.gov>, Mark Gandolfi <mark.gandolfi@cumberlandmd.gov>

Approved

Jeffrey D. Rhodes  
City Administrator  
City of Cumberland, Maryland  
301-759-6424

[Quoted text hidden]

---

**Derrik Grimm** <derrik.grimm@cumberlandmd.gov>

Wed, Aug 12, 2020 at 9:31 AM

To: Mark Gandolfi <mark.gandolfi@cumberlandmd.gov>

Mark,

Regarding this sole source, can you create a charge code for this work?

Thank you,

[Quoted text hidden]

--

Derrik Grimm

Contracts Admin. Officer

57 N. Liberty Street

Cumberland, MD, 21502

Direct: 301-759-6600

Fax: 301-759-6608

Email: [derrik.grimm@cumberlandmd.gov](mailto:derrik.grimm@cumberlandmd.gov)

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**Mark Gandolfi** <mark.gandolfi@cumberlandmd.gov>

Wed, Aug 12, 2020 at 9:50 AM

To: Derrik Grimm <derrik.grimm@cumberlandmd.gov>

I can do anything that we need. Whose and what budget is this coming from? I can transfer the budget to a specific charge code or identify one for use if it will not have a stand alone code.

Best Regards,

Mark

[Quoted text hidden]

---

**Mark Gandolfi** <mark.gandolfi@cumberlandmd.gov>

Wed, Aug 12, 2020 at 12:27 PM

To: Brooke Cassell <brooke.cassell@cumberlandmd.gov>

Cc: Ken Tressler <ken.tressler@cumberlandmd.gov>, Tim Murphy <tim.murphy@cumberlandmd.gov>, Robert Smith <robert.smith@cumberlandmd.gov>, Derrik Grimm <derrik.grimm@cumberlandmd.gov>, Sarah Gyger <sarah.gyger@cumberlandmd.gov>, Cindy Hartley <cindy.hartley@cumberlandmd.gov>

Good afternoon Brooke,

Ken and I looked over the budgets. Please use 003.320 40800. This budget line does not have an existing FY21 budget, but the overrun is approved.

Let me know if you have any questions.

Best regards,

Mark

On Wed, Aug 12, 2020 at 11:06 AM Brooke Cassell <brooke.cassell@cumberlandmd.gov> wrote:

Good morning,

I see Jeff approved this work as a sole source. Bobby requested a line item for it to be charged to. Do you want to overrun contractual service for Flood Control (003.325.20100)? That line item has \$33,000 in it for hoist inspection, herbicide treatment of levee and flood wall fencing. Hoist inspection is being done today. And the herbicide was just done, waiting on invoice. Let me know how we should proceed.

Thanks,  
Brooke

**Brooke Cassell**  
**Public Works Operations Manager**  
**City of Cumberland, MD**  
**phone (301)759-6624**  
**fax (301)759-6632**  
**cell (240)580-0755**  
**email [brooke.cassell@cumberlandmd.gov](mailto:brooke.cassell@cumberlandmd.gov)**

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**CB-20-124 - Greene St Pressure Conduit Repair.pdf**  
155K

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**Brooke Cassell** <brooke.cassell@cumberlandmd.gov>

Wed, Aug 12, 2020 at 12:34 PM

To: Mark Gandolfi <mark.gandolfi@cumberlandmd.gov>

Cc: Ken Tressler <ken.tressler@cumberlandmd.gov>, Tim Murphy <tim.murphy@cumberlandmd.gov>, Robert Smith <robert.smith@cumberlandmd.gov>, Derrik Grimm <derrik.grimm@cumberlandmd.gov>, Sarah Gyger <sarah.gyger@cumberlandmd.gov>, Cindy Hartley <cindy.hartley@cumberlandmd.gov>

Thanks Mark. Appreciate the help.

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# CARL BELT

INCORPORATED

## CONTRACTING - - ENGINEERING

Telephone: 301-729-8900  
FAX Number: 301-729-0163

11521 MILNOR AVENUE  
UPPER POTOMAC INDUSTRIAL PARK

POST OFFICE BOX 1210  
CUMBERLAND, MD 21501-1210

August 3, 2020

City of Cumberland  
57 North Liberty Street  
Cumberland, MD 21502

**RE: GREENE STREET PRESSURE CONDUIT REPAIR**

Dear Mr. Robert Smith,

Carl Belt, Incorporated is pleased to present our proposal for the above referenced project. Our scope of work is as follows:

**SCOPE OF WORK**

- Setup lane shift traffic control on Greene Street
- Demo conduit top slab (approx. 60 lf x 10') and demo entrance slab (approx. 11'-6" x 22'-6")
- Form & strip new conduit top slab and entrance slab
- Drill and dowel rebar for new top slab, place single layer rebar mat over metal form deck for conduit top slab
- Repair stone subgrade and place single layer rebar mat for entrance slab
- Furnish and set (2) 24" Neenah Hydrovent relief covers on form deck of conduit top slab
- Set and brace existing gate posts at entrance slab
- Pour 8" conduit top slab and 8" entrance slab using MD SHA Mix #6
- Strip forms, reset gates, and dressup site

**PRICE ..... \$40,150.00**

**CLARIFICATIONS**

- Lead time for Neenah Hydrovent relief cover is 5-6 from time of order

If you should have any questions regarding this quote, please do not hesitate to contact me.

Sincerely,

**CARL BELT, INCORPORATED**



Jared Burkett  
Vice President

JB/ph

CC: CBjr/DM/MF/BM/File  
CB-20-1024